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12191

Laws & Journals

1844

Burrup & Blight,

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& Ruled Account Book Manufacturers

on the Patent Principle,

Retail & for Exportation,

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LATE ROYAL EXCHANGE,

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Oregon Laws.

Vol. 2.

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Journal of the House

Willamette Falls June 18th 1844.

Pursuant to the Organic Laws of Oregon, the Members of the Legislative Committee met at the House of Mr Hathaway. Present Peter H Burnett, Daniel Hill, and M. M. McCarver Members from Twality District.

Absent M. Gilmore.

A. Lawrence Lovejoy from Klackamas district.

Daniel Waldo, Thos D. Keizer and Nath Newell from Champoick District

Yam Hill District not represented.

On Motion of P. H. Burnett, David Hill was called to the Chair, and upon Motion of M. M. McCarver, P. H. Burnett was appointed to act as Secretary protem during the absence of J. E. Long the regular Secretary to this body.

On Motion of P. H. Burnett the several members were then sworn to support the laws of Oregon, and faithfully to discharge the duties of their Office.

On Motion of Mr Lovejoy the several members of this house were excused from drawing their Credentials.

On Motion of Mr Lovejoy the house proceeded to the election of Speaker upon Mr Burnett put in nomination M. M. McCarver who unanimously Chosen Speaker of the House

[illegible] Committee

of two were appointed by the Speaker to wait upon the Executive Committee and inform them that this house was now in session whereupon Mr Burnett and Mr Lovejoy were appointed to compose said Committee

On motion of Mr Lovejoy the house then adjourned to meet again this day at 3 O. Clock P. M.

The House met pursuant to adjournment the Committee appointed to wait upon the Executive Committee reported they had performed the duty assigned them.

The Executive Committee then presented their Message, which was read by the Secretary, and on motion of Mr Burnett was laid upon the table.

The Speaker then announced that he had organized the following Committees

Ways & Means.

Mr Newell, Mr Hill, Mr Gilmore

Military Affairs

Mr Hill, Mr Kiezer, Mr Gilmore

Land Claims

Mr Lovejoy, Mr Waldo, Mr Newell

Roads.

Mr Burnett, Mr Waldo, Mr Kiezer

Judiciary.

Mr Burnett, Mr Lovejoy, Mr [illegible]

On motion of Mr Kiezer the Lovejoy, Burnett & Waldo, were appointed a committee to draft & report rules for the government of House.

On motion of Mr Burnett of the Executive Committee [illegible]

as relates to a more thorough Organization & vesting the Executive power in a single person, and to the Appointment of several Judges, and also those parts of said Message that relate to the Amendment of the Laws of Iowa were refer'd to the Committee on the Judiciary.

Also so much of said Message as relates to the Militia, was refered to the Committee on Military Affairs.

Also so much of said Message as relates to the Amendment of the Land Law and the repeal of the 4th Article of the same, was refered to the Committee upon Land Claims.

Also so much of said Message as relates to roads, and road Comissioners was refer'd to the Committee upon roads.

And Also the balance of said Message was refered to the Committee of the whole house on the State of the Territory.

The following resolution introduced by Mr Newell was unanimously adopted.

Resolved, That a Vote of thanks be returned to the Executive Committee for their very Satisfactory Message, and that the Secretary be required to furnish them with a Copy of this resolution.

On Motion of Mr Hill the house Adjourned to meet again to Morrow at 10. O. Clock. A. M.

Signed

M. M. M. Coven

Speaker

Attest

[illegible]

June 19th The House met pursuant to adjournment.

Present Messrs Burnett, Gilmore, Van Keuren, Lovejoy, Newell, Wade and the Speaker.

The Journal was then read by the Secretary pro tem, and on motion of Mr Lovejoy was amended by striking out the word Territory.

Mr Gilmore appeared and took his seat and was sworn in the usual manner by the regular Secretary.

The Speaker then call for Petitions, when Mr Hill presented a Petition from J. J. Hubbard and others, which upon his motion was referred to the Committee upon roads.

Resolutions were then called for but none were presented. Also reports from Standing Committees but none were presented.

The Special Committee appointed to draft and report rules for the government of the house then made their report which upon motion of Mr Burnett was adopted.

On motion of Mr Lovejoy the House adjourned to meet again to morrow at 8 O. Clock A. M.

Signed
M. M. McCarver
Speaker

Attest
S. H. Burnett
Secretary
Pro tem.

June 20th The House met pursuant to adjournment
Present Messrs Burnett, Gilmore, Hill
Keizer, Lovejoy, Nevell, Waldo and the
Speaker.

The Journal was then read by the Secretary
The Speaker called for petitions when one
was presented by Mr Lovejoy, from Robt
Moore and others, for permission to
establish a ferry at the Willamette
falls, which on motion was referred
to the Committee of the whole.

A petition was then presented
by Mr Burnett from J. L. Parrish
for the establishment of an additional
district at Clatsop, which on motion
was refered to a special Committee,
Messrs Hill, Waldo, & Nevell were
appointed said Committee.

Reports from Standing Committees
were called for by the Speaker, but none
were presented.

Mr Lovejoy gave notice that he
intended to morrow to introduce a bill
to legalize the acts of W. P. Dogherty,

Mr Burnett gave notice that he
intended to introduce a bill, to prevent
the introduction of Ardent Spirits in Oregon

On motion of Mr Nevell the
House adjourned till one O. Clock.

The House met pursuant to adjourn=
ment, On motion the Treasurer
was called upon by the Speaker to
make his report for the past year
which was made accordingly.

Report from the Committee of

ways and means was presented, and on
Motion was recommitted for further
consideration.
On motion the house adjourned to
to morrow.

Attest
I. Elong
Secretary.

Signed
M. M. McCarver
Speaker

June 21st
The house met pursuant to adjournment
After the reading of the Journal, the Speaker
Calld for petitions, when one was presented
by Mr Longjoy from Jno Ermatinger on
behalf of John McLaughlin, for permission
to establish a ferry across the Willamette
River at the Falls of the same, which was
refered to the Committee on roads.
Reports from standing Committees were
then calld for, when Mr Hill presented
a bill on Military affairs, also a bill
to make an additional District a Clatsop
Mr Burnett reported a bill entitled
also a bill on marriage all of which
were read 1st time.
Mr Burnett asked leave to present
a bill to prevent the introduction of
ardent Spirits in Oregon, leave being
granted the bill was read 1st & 2d time,
and on motion was refered to a Special
Committee
Mr Burnett, Mr Kenzer, Mr Waldo to be
said Committee.
Mr Longjoy asked leave to introduce a

Bill to legalize the acts of W. P. Dogherty of the Willamette Falls as Justice of the Peace of Clackamas District, leave being granted the bill was read 1st time and on motion was referred to the Judiciary Committee.

On Motion of Mr Lovejoy the Land Bill was read 2d time.

The House then resolved itself into a Committee of the Whole, Mr Newell in the Chair, The Land Bill was then taken up & on motion of Mr Waldo it was recommitted to the Standing Committee for further consideration.

Mr Lovejoy asks leave to resign his office of Chairman of the Committee on Land Claims, which on Motion was granted, Mr Lovejoy then asks leave to be excused from serving on said Committee, which on motion was refused.

The Committee of the whole then rose and the Chairman reported progress.

Mr Gilmore gave notice that on Monday he would ask leave to introduce a Bill in relation to Stock,

On Motion that the House do now adjourn to to morrow at the usual hour, Mr Lovejoy offered as an amendment that the House adjourn 1 o'Clock, the amendment was not voted, and the House adjourned to the usual hour

Signed M. M. McCarver
Speaker,

June 22nd

The house met pursuant to adjournment.

Report from standing Committees being called for. Mr. Burnett reported the bill with Amendments on roads and Highways, which was read 2d time and Committed to a Committee of the whole to be considered this day.

Mr Burnett reported a bill to authorize Hugh Burns to establish a ferry at the Willamette falls, read 1st time,

Mr Burnett reported a bill from the Judiciary Committee read 1st time

The Bill to prevent the introduction sale and manufacture of Ardent Spirits in Oregon was read 2d time, and ordered to be engrossed for 3d reading.

The Bill on military affairs, and the bill on marriage were both read 2d time and referred to Committee of the whole to be considered this day. The Bill creating a new County of Clatsop was recommitted with instructions,

Mr Lovejoy gave notice that on Monday he would ask leave to introduce a bill to authorize John McLaughlin to establish a ferry at the Willamette falls,

Mr Newell gave notice that on Tuesday he would ask leave to introduce a bill to authorize John McLaughlin to Construct a Canal at the Willamette falls. Mr Speaker then announced that Mr Newell would

den.

Lewis as Chairman of the Committee on Land Claims.

On motion the house then resolved itself into a Committee of the whole on the State of the Country, Mr Lawson in the Chair.

On motion the bill on Military Affairs was taken up, to which Mr Kiezer offered an amendment, which Amendment on discussion was withdrawn.

The bill on road and highways was then taken up, Mr McCleave offered an Amendment which on motion was rejected, Sundry alteration and amendments were then made to the bill.

The bill on Marriage was then taken up and discussd; after which on motion the Committee of the whole rose and the Chairman reported progress.

On motion the house adjourned to 2 O Clock.

The house met pursuant to adjournment, and on motion of Mr Barrett the rules of the house were suspended, when Mr Hill reported the bill as Amended, creating a new County at Clatsop, which was read 2d time, Ordered to be engrossed, and on motion was read 3d time and passed.

Mr Newell reported a bill from the Committee on ways and means, which was read 1st time, a bill from Committee on Land Claims was 1st time.

Mr. Lovejoy presented a petition from John M. Laughlin for the privilege of Constructing a Canal at the Willamette Falls; refer'd to Special Committee, Mr Lovejoy Mr Newell, Mr Waldo to be said Committee

On motion the Bill on road and Highways was ordered to be engrossed, was read 3d time and passed. The bill on ferries was read 3d time and passed.

Mr Gilmore gave notice that on Monday he would ask leave to introduce a bill to authorize Robt Moore to keep a ferry at the Willamette Falls.

On motion the House adjourned to Monday at the usual hour.

Signed

Attest, M M McCarver

J. E Long Speaker.

Secretary.

June 24th

The house met at the usual hour after the reading of the Journal, Petitions were called for by the Speaker.

Mr Lovejoy Presented a petition from the inhabitants of Yam Hill County, and others for a waggon road from Yam Hill to the falls of Willamette River, which on motion was refered to the Committee on roads.

Reports were called for but none were presented,

Resolutions were then called for, Mr Kiezer Offered a resolution, that the house adjourn to morrow to the 2d Inst

in december, which on discussion and division of the house was lost.

Mr Gilmore ask'd leave to present a bill for the protection of Horses, and for other purposes. The bill was reperd to the Judiciary Committee.

Mr Gilmore asked leave to introduce a bill authorizing Robt Moore to establish a ferry at the willamette falls, the bill was reperd to a Select Committee, Messrs Gilmore Lovejoy and Waldo to be said Committee.

Mr Lovejoy ask'd leave to introduce a bill authorizing John Mc Laughlin to establish a ferry at the willamette falls; the bill was reperd to said Select Committee;

The bill for the prevention of the introduction, sale, and distillation of Ardent Sps, was called up for 3d reading and final passage, upon which Mr Burnett spoke at some length on the advantages that would result to the Country by the passage of said bill;

On motion Dr E. White was granted the privilege of making some remarks in favour of said bill, the bill was read 3d time and passed unanimously;

On motion the bill legalizing the acts of Justices of the peace in Oregon was read 2d time;

On motion the rules of the house were suspended for the purpose of

reading said bill 3d time. the bill was read 3d time and passed.

The bill authorizing Hugh Burns to establish a ferry at the Willamette falls was read 2d time and refered to Special Committee.

The bill on Judiciary was read 2d time and on motion was refered to Committee of the Whole house to be considered this day.

The bill on Land Claims was read 2d time, and refered to Committee of the whole house to be considered this day.

The bill on Military affairs was read 2d time, and refered to Committee of the whole house to be considered this day.

The bill on ways and means was read 2d time and refered to Committee of the whole house to be considered this day.

The Appropriation bill was read 2d time and refered to Committee of the whole house to be considered to morrow.

On motion the house then went into Committee of the whole, on the State of the Country Mr Hill in the Chair.

The bill on the Judiciary was first taken up; and on motion its Consideration was postponed to to morrow,

The bill on Land Claims was next called up, Mr Burnett offered an amendment to the bill which was adopted, on motion the bill as amended was read by sections

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The house adjourned to 2. O Clock.

The house met pursuant to adjournment when sundry alterations and Amendments were made to the Land Claim bill.

The bill on ways and means was next Considered and read by sections, upon the motion being put shall the 1st Section be adopted, the yeas and nays were Called for, which were as follows. Yeas Messrs Burnett, Gilmore, Hill, Waldo, Mr Speaker, Nays Messrs Kinzer, Longjoy, Newell 5 yeas and 3 nays, so the 1st Section was adopted.

The 2d and 3d Sections having been adopted, on motion being put shall the 4th Section be adopted, the yeas and nays were Calld for, which were as follows. Yeas Messrs Burnett, Gilmore, Hill, Waldo, Mr. Speaker, Nays Messrs Kinzer, Longjoy, Newell 5 yeas and 3 nays, so the 4th Section was adopted; the remaining Sections of the bill were then adopted.

The minor report on ways and means was on motion laid on the table.

On motion the Consideration of the bill on Military affairs was posponed to wednesday 2. O Clock

On motion the Committee of the whole house rose and the Chairman reported progress. The bill on land Claims was read 3d time and passed. On motion the house adjourned to tomorrow.

Signed

Attest J. Clancy
Secretary

M M McCarver
Speaker

June 25th

The house met at the usual hour. Petitions were called for by the Speaker, when Mr Lovejoy presented a petition from Ransom Clark and others, for an additional County at Yam Hill, which was refered to a Special Committee. Mr Lovejoy, Mr Hill, Mr Keizer to said Committee.

Mr Newell presented a petition from O. Hines and others for a charter for Oregon Institute, refered to select Committee, Mr Burnett Mr Walden, Mr Gilmore to said Committee.

Mr Newell presented a petition from George Gary and others for an act to incorporate the Methodist Episcopal Church, refered to last mentioned Committee.

Reports from Standing Committees were next Called for, Mr Newell reported a bill from the Committee on ways and means, regulating the Salaries of Officers &c. received and read 1st time.

Mr Burnett reported back a bill from Committee on roads, and also a bill on Stations, without Amendment, the report was received.

Reports from Special Committees were next Called for, when Mr Lovejoy reported a bill authorizing John McLaughlin to Construct a Canal at the Willamet

&c

falls, which was received and read 1st time

Mr. Waldo reported back from special Committee the bill with amendments authorising Hugh Burns to establish a ferry at the Willamette falls. which was received.

Resolutions were then called for but none were presented.

Orders of the day.

On motion the rules of the House were suspended for the special purpose of allowing Mr Burnett to introduce a bill for the prevention of slavery in Oregon, without giving previous notice, which on motion was received and read 1st time.

The bill on horses was read 2d time and on motion was referred to Committee of the whole to be considered this day.

On motion the bill on land Claims was taken up for reconsideration, and referred to a Committee of the whole House to be considered this Day.

On motion the bill granting a ferry to H. Burns was ordered to be engrossed for 3d reading, was read 3d time and passed.

On motion the house went into Committee of the whole, Mr Gilmore in the Chair.

The bill on the Judiciary being first in order, was taken up, read by sections and adopted.

The bill on appropriations was

not Considered and read by sections, on the motion shall the 7th Section be adopted the yeas & Nays were Called for, which were as follows. Yeas Mr Bill, Kiger, Lovejoy Nevell, Waldo, Speaker, Nays Mr Burnett 6 yeas and 1 nay so all the sections of the bill were adopted.

On motion the Committee adjourned to 2 O. Clock.

The Committee met at 2. O. Clock and on motion the Land Bill, was read by sections and adopted, the bill on horses was on motion recommitted with instructions.

The Committee then rose and the Chairman reported progress.

The Bill on ways and Means was then read 3d time and passed.

The appropriation bill was read 3d time and passed. On motion the rule of the house were suspended and the Land Claim bill was read 3d time and passed

Mr Burnett gave notice that on to morrow he would ask leave to introduce a bill to apportion the representation of the several Counties, and one for altering the County Boundaries. Mr Hill gave notice that he would to morrow ask leave to introduce a bill to appoint road viewers, and the house adjourned to to morrow at the usual hour.

Signed,
M M M° Carver
Speaker

Attest
I. E. Long
Secretary.

June 26th

The House met pursuant to adjournment. Petitions were called for by the Speaker, when Mr. Burnett presented a petition from H. W. Kee for a divorce from his wife, which was read and refered to the Committee on the Judiciary.

Reports from Standing Committees were called for. Mr. Newell reported a bill for the appointment of an assessor and other purposes, and also a bill providing for the salary of the assessor and for other purposes, both read 1st time.

Special Committee. Mr. Burnett reported from the special Committee to which was refered the petitions of George Gary and Gustavus Hines for acts of incorporation which report was received.

Mr. Lovejoy reported a bill to change the boundaries of Yamhill County by an addition of a portion of Linn County thereto, received and read 1st time.

Mr. Gilmore reported favorably on the bill to authorize Robt. Moore to establish a ferry at the Willamette falls and unfavorably on the Bill to authorize John McLaughlin to establish a ferry at the Willamette falls.

On motion the rules of the House were suspended for the day.

On motion the bill authorizing Robt. Moore to keep a ferry was read 2d time and refered to Committee of the whole to be considered this day.

Mr. Burnett presented a bill to incor-

several acts to organize Counties, which
were read 1st time and refer'd to Special
Committee, Messrs Burnett. Rice,
Gilmore & Lee said Committee.

Mr Burnett presented a Bill to
apportion the Representatives of Counties
which was read 1st time and refer'd to
last mentioned Committee.

Mr Burnett presented a Bill for the
regulation of Seamen, read 1st time
and refer'd to last mentioned Committee

Mr Rice presented a bill to appoint
Viewers of Road which was read 1st time

On motion the bill making an
addition to Yam Hill County was
read 2d time, and on motion was
refer'd to Committee of the whole to
be considered this day.

Orders of the Day.

The Bill to authorize the opening of a
new road from the Willamette falls
to the falls of the Yam Hill River
was read 2d time, and refer'd to Committee
of the whole to be considered this day.

The bill for the prevention of Slavery
in Oregon was read 2d time and on
motion was refer'd to Committee of
the whole to be considered this day.

The Bill for regulating Salaries
was read 2d time and on motion
was refer'd to Committee of the whole.

The Bill authorizing John McLaughlin
to Construct a Canal at the Willamette
falls was read 2d time and on motion
was refer'd to Committee of the whole

house to be considered this day.

Mr Lovejoy presented a petition from P. Ermatinger and others for an act to incorporate Oregon City, which on motion was refer'd to Special Committee Mr Burnett Mr Lovejoy. Mr Hill to be and Committee

On motion the appropriation bill was reconsidered and refer'd to the Committee of the whole to be considered this day.

On motion the house went into Committee of the whole, Mr Lovejoy in the Chair, when the bill authorizing John Mc Laughlin to construct a Canal was considered. Mr Burnett offered an Amendment to said bill, which on motion was adopted, the bill was then read by section and adopted.

The bill authorizing Robt Moore to Keep a ferry was considered, read by section and adopted.

The bill regulating the Salaries of Officers was read by sections and adopted.

The bill for the prevention of Larceny in Oregon was read by sections and adopted.

The Committee adjourned to 2 O. Clock

The Committee met pursuant to adjournment, the bill on Military affairs was next Considered and on motion was read by sections and adopted.

The bill to attach a part of ~~Yamhill~~ Polk County to ~~Yamhill~~ Clackamas County was read and adopted.

The appropriation bill was re-

read

and on motion was read by sections and adopted.

The bill for opening a new road from Willamette Falls to Yam Hill River Considered and adopted.

On motion the Committee of the Whole rose and the Chairman reports progress.

On motion the bill on the Judiciary was reconsidered and report to Committee of the Whole to be considered to morrow.

Mr Burnett offered (by way of rider) an amendment to the bill authorizing John McLoughlin to Construct a Canal which Amendment being read 3 times was adopted; The bill as amended was read 3d time and on motion shall the bill pass, the yeas and nays were called for, which were as follows, Yeas, Messrs Burnett, Gilmore Kiezer, Loneyoy, Newell, Waldo Mr Speaker, Nays Mr Hill 7 Yeas 1 Nay, so the Bill passed.

The bill authorizing Rob Moore to keep a ferry at the Willamette falls was read 3d time and passed.

The bill to authorize the opening of a new road from Willamette falls to the falls of the Yamhill River was read 3d time and passed.

The Bill regulating the Salaries of Offices was read 3d time and passed.

The bill to prevent slavery in Oregon and for other purposes was read 3d time and on motion shall the bill pass, the yeas and nays were called for

which were as follows. Yeas Messrs Burnett Keizer, Gilmore, Waldo, Newell, Mr Speaker Nays Mr Lovejoy. Mr Bill 6 yeas and 2 nays so the bill passed.

The appropriation bill was read 3d time and passed.

The Bill to attach a portion of Juvelaty County to Yamhill County was read 3d time and passed.

The house adjourned to to morrow at the usual hour.

Signed

Attest.

M. M. McCarver

Speaker

L. F. Cleary

Secretary.

June 27th

The house met pursuant to adjournment. Petitions were call'd for but none were presented.

Report from Special Committees were next call'd for. Mr Burnett from Special Committee reported, recommending the postponement of the Consideration of N. W. Kings Petition for a divorce from his wife until the sitting of the next Legislature; the report was received.

Mr Burnett reported the bill on with amendments which was received.

Reports from Standing Committees were next call'd for, Mr Burnett reported back the Apportionment Bill; the bill on Leaven and the bill on the Organizing of Counties without amendment, which report was received.

Mr Lovejoy reported unfavorably

on the petition for the Incorporation of Oregon City, the report was received.

Resolutions were next in order.

Mr Gilmore moved, that the bills and petitions which have been reported back unfavourably from the Committee be laid on the table until the sitting of the next Legislature.

Mr Lovejoy moved, that the House at its next adjournment do adjourn sine, die, on the vote being taken the motion was lost.

On motion the names of the members were called. Mr Hill being absent, Mr Russell was requested to inform him that his presence was required in the house, Mr Russell reported that, "he could not find him".

Orders of the Day.

The bill for the appointment of road viewers was read 2d time and refered to Committee of the whole house to be considered this day.

The bill providing for the appointment of an assessor for 1844. was read 2d time and refered to Committee of the whole house to be considered this day.

The bill providing for the Election of an assessor after the year 1844. was read 2d time and refered to Committee of the whole house to be considered this day.

The bill on apportionment and the bill on the organising of Counties were both read 2d time, and refered to the Committee of the whole to be considered

On motion the report of the Treasurer for last year was ordered to be laid on the table.

On motion the house went into Committee of the Whole, Mr Kuyper in the Chair.

The Judiciary bill was read and Considered which some amendments were made, and on motion the bill as amended was adopted.

The bill for the appointment of an assessor for 1844, was read and Considered and on motion was adopted.

The bill for the Election of an assessor after the year 1844 was read and Considered and on motion was adopted.

The bill appointing road viewers was read and Considered, and on motion was adopted.

The bill to Amend several acts for the Organizing of Counties was read and adopted.

The Appropriation bill was read Considered and adopted.

The bill on Seamen was read Considered, and adopted.

On motion the Committee of the whole rose and the Chairman reported progress.

On motion the rules of the house were suspended for the day, when the bill on the Judiciary, the Bill appointing an assessor for 1844. The bill providing for the election of an assessor after 1844 the bill appointing road viewers, Amending several acts for the Org-

Counties, the apportionment bill, and the bill on seamen were severally read 3d time and passed.

The house adjourned to 2 O. Clock.

The House met at 2 O. Clock, when Mr Burnett offered a Resolution, censuring David Hill for his Misconduct in absenting himself from the house, and neglecting his duty as a Member of the Legislature Committee, which on Motion was adopted.

Mr Burnett presented a bill amendatory of a bill in relation to roads, read 1st time and on motion was read 2d time, ordered to be engrossed, and on motion now read 3d time and passed.

On Motion the house went into Committee of the Whole, Mr Waldo in the Chair, when the bill for the protection of horses was considered and adopted.

On Motion the Committee rose and the Chairman reported progress. The bill for the protection of horses was read 3d time and passed.

On motion the thanks of the House were voted to Genl McCarver for the able manner in which he has discharged the duties of his office as Speaker of the house, on Motion the house adjourned to the third Monday in December next.

Signed

M M McCarver

Speaker.

Attest

J. Elong

Secretary.

Laws of Oregon.

An Act on Roads & Highways Passed 22nd June 1844.

Be it enacted by the Legislative Committee of Oregon as follows.

Article 1st

Sec. 1. That the following Roads be and they are hereby declared to be public roads and highways. Lo wit: The road now leading from the Willamette falls to the Twalaty Plains. Also the road leading from Linton to the Twalaty Plains.

Sec. 2. That public roads and highways shall be opened twelve feet wide clear of trees, logs and other obstructions with the stumps cut low, and sufficient bridges and Causeways; and the space of ten feet on each side of the road shall be considered as appropriated to the use of the same.

Sec 3. All male inhabitants over sixteen and under fifty, who would be entitled to vote if of lawfull age, shall be liable to work on roads except as hereinafter provided.

Sec 4. There shall be appointed by the Circuit Court of each County as many Overseers of public roads as the Court may from time to time deem necessary; and each Overseer shall serve for one year and shall be exempt from work

roads; and performing Military duty for
the term of three Months after during his
term of service expires.

Sec. 5. That when any road overseer shall
be appointed, it shall be the duty of the
Clerk to make out a copy of the record
of such appointment, within ten days
thereafter, and deliver the same to the
Sheriff, whose duty it shall be to read
the same to the said Overseer, or give
him a written Copy of the same, and
to return the Original with his return
thereon endosed into the Clerks Office
within twenty days after such Sheriff
receives the same.

Sec. 6. That if any person refuse to act
as overseer when appointed, or fail
to perform his duty faithfully without
reasonable excuse he shall be fined
the sum of fifty Dollars to be recovered
before the Circuit Court by indictment
with Costs.

Sec. 7. If any person wilfully obstructing
any public road, shall be fined for each
offence the sum of twenty Dollars
and for every day the obstruction shall continue, the further sum of
to be recovered before the Circuit Court
by indictment with Costs.

Upon the trial of all indictments
under the two preceding sections, it
shall be sufficient if the indictment
be against an Overseer, to prove by
on the part of the Prosecution
Verbal testimony or otherwise that the
road is a public road, or used as a
highway, that the defendant had
been appointed Overseer, or had acted

as overseer of such road, and that he has refused to act, or has failed to perform his duty faithfully; and if against a person for obstructing a public road, that the same was, or was used as a public road, and that the defendant had obstructed the same as shown.

Sec. 9. Such indictment if against an Overseer may be in the following form; and if there be no Attorney to prosecute, may be drawn up by the Clerk or any one appointed by the Court.

Oregon } In the Circuit Court
County of } of Term 18

The Grand Jurors for the body of the County of upon their Oath present. That A. B. on the day of 18 at the County aforesaid was overseer of a public road leading from to and that the said A.B, did then and there refuse to act as such Overseer, or ~~failed to~~ (as the case may be) did then and there fail to perform his duty faithfully, as such Overseer, as aforesaid, Contrary to the form of the Statute in such case made and provided, and against the peace and dignity of Oregon.

Or if for obstructing a public road as follows.

Oregon } In the Circuit Court
County of } of Term 18

The grand Jurors for Oregon

body of the County aforesaid, upon their oath present. That A.B. on the day of 18 at the County aforesaid, did obstruct a public road leading from to by felling a tree, rolling logs, drawing the rails, timbers, or other obstructions, (as the case may be) Contrary to the form of the Statute in such Case made and provided, and against the peace and dignity of Oregon

Sec 10. That if such indictment be defective it may be amended at any time without prejudice to the prosecution, and the same shall not fail for want of form

Sec 11. It shall be the duty of the Circuit Court to appoint some Justice of the Peace in each County as alotting Justice for one year, unless his office as Justice of the peace shall sooner expire; whose duty it shall be upon the application of an overseer, to give to such overseer an allotment of hands, which allotment may be made by boundaries or by a list of names. It shall be the duty of the Clerk to make out a copy of the record of such appointment, and the Sheriff to serve the same, in the same manner as in the Case of Overseers

Sec 12 New roads may from time to time be established, and old roads changed on petition to the Circuit Court of the proper County, signed by twelve or more sholders resident of the County in the Court shall act upon the

same, the Petitioners shall satisfy the Court that they have given notice of the time and place when and where they will present said petition by written or printed advertisements put up in 4 of the most public places in the County, one month previous to the sitting of the Court.

The Court at the same session shall hear evidence for and against the petition, and shall establish, or not establish the road in whole or in part as a public road if it discretion.

Sec. 13. When a new road shall be established or an old road changed as in the preceding section, if the Court deem it necessary, the Court may appoint one or more viewers, who shall view out the route for said road, and report at the next term of the Court, when the Court may annul said road or change a road in its discretion. But if the Court be satisfied from the evidence that the route is already well viewed out the Court shall appoint an overseer immediately and order said road, or change a road to be opened according to law.

Sec. 14. It shall be the duty of each overseer to notify and call out the hands, give at least three days previous notice, and work on the road as often as may be necessary. Provided no person shall be compelled to work on road more than 6 days in each year.

Sec 15. In all Cases where there shall

no Justice of the Peace in the proper County to appoint as alloting Justice the Court may appoint any Individual to perform the duties of alloting Justice

Sec 16. When an individual liable to work on roads shall fail to do so, without reasonable excuse, when Notified by the Overseer, he may discharge himself by paying to the Overseer before such brought, the sum of two Dollars pr Day for each day he shall have failed to work; and in case the person so failing to work, shall refuse to pay the same when called upon by said overseer, it shall be the duty of such Overseer to enter suit against such person before some Justice of the peace, in his own name or in the name of the County, for the amount so remaining unpaid, upon such trial neither the Overseer nor the County shall be liable for Costs if the suit fail, but the defendant shall pay Cost if Judgement be given against him, and the Overseer shall be a competent witness for the prosecution

Sec. 17 All fines and penalties recovered under and by virtue of this act shall be appropriated by the proper Overseer to the improvement of the public roads as hereinafter

Sec

Article 2nd

Sec. 1. That Thos McKay, deputy McKay and Allen Davey, are hereby appointed to view and mark out a road, from the Methodist Mission Mills, the nearest and best ~~route~~ route to the Willamette falls, and that they report in part to Daniel Waldo, who is hereby appointed overseer of that part of said road within Clackamas County, and in part to Wm Holmes who is hereby declared to be the overseer of that part of said road lying in Clackamas County.

That said Waldo shall have all the hands south of the said Mission Mills, and east of the road leading from the said mills by Chapelle's to the new Crossing on Pudding River and the said Holmes all the hands in Clackamas County.

Sec. 2. That Joseph R. Patterson, Joseph Barkaby, and M. Lavoque be and they are hereby appointed to view and mark out a road from the Methodist Mission Mills down the most used waggon way nearest the Willamette River, through the Wallace prairie crossing at the upper bridge between Barnaby's and Champagne Place thence to Champoick, and from Champoick to intersect the road from the Methodist Mission Mills to the Willamette falls; and that the report to Robt Newell, and that Robt Newell be and he is hereby appointed

Overseer of said road, and shall have all the hands in Champoick County except those allotted to Daniel Waldo.

Sec. 3. That Daniel Mathews, Richd Williams and J. L. Griffin be and they are hereby appointed to view out a route for a road, leading from the point where the road from Linton first Strikes the Tualaty Plains, through Chatalein valley to the falls of the Yam Hill River; and that they proceed to view and mark out said road as early as practicable and report to David Lennox, who is hereby appointed Overseer of said road, and who is hereby required to open the said road accordingly to law, and authorized to Call on all the hands in Tallaty County, except those assigned Wm Beagle and Caleb Wilkins.

Sec. 4. That Hugh Burns be and he is hereby appointed Overseer of that part of ~~the~~ road leading from the Willamette falls to the Tuallaty Plains lying between the falls and the Butte, and that all the hands at and within Eight miles of the Willamette ~~River~~ falls and on the west side of the Willamette River, be allotted to work on said part of said road.

That Wm Beagle be and he is hereby appointed Overseer of the road leading from Linton to the Tuallaty Plains that all the hands at Linton [illegible] on the Tuallaty

Sec. 6. That Caleb Wilkins be and he is hereby appointed overseer of that part of the road leading from the falls of the Willamette to the Tualaty Plains which lies between the Butte and said Plains, and that the hands in the Tualaty Plains be assigned to said part of said road.

Sec. 7. That the Judge of the Circuit Court, Sheriff, Clerk, Justices of the peace, the Executive, Constables, and members of the executive committee, shall be exempt from working on roads while in office.

Sec. 8. It shall be the duty of the Clerk and Recorder as early as practicable to make out a copy of this act for and deliver to each overseer, for which he shall receive the usual Compensation to be paid out of any funds the overseer may receive as fines or penalties under this act, and in case no fines or penalties be received during the year, then the Clerk shall be paid out of the general treasury for which he may present his account to the next session of the ~~Legislative~~ house. And he shall also make out and give to each overseer, one Copy of the section of this act appointing them; and for receiving therefor the usual Compensation to be paid out of the general treasury

Sec. 9. That all roads established under this act shall be public Roads. Signed

Attest. J. E. Long

Jno. Mc. Loughlin

Secy

An Act Amendatory of an Act regarding Marriage.

Passed 22nd June 1864.

Article 1st

Sec. 1. Be it enacted by the Legislative Committee of Oregon as follows. That all Males of the age of sixteen years and upwards, and all females of the age of twelve and upwards shall be deemed Competent to enter into the Contract of marriage.

Sec. 2. That when either of the parties about to enter into the marriage union shall be minors; the male under the age 21 years of the female under the age of 18, no person authorized to Solemnize the right of matrimony shall do so without the Consent of the parent or Guardian of such minor, and in case such person shall Solemnize such marriage, without the Consent of the Parents or guardian of such minor, he shall be liable to pay to such Parent or Guardian the Sum of One Hundred Dollars, to be recovered by Action of Debt or Assumpsit before the Proper Court: Provided however that the want of such Consent shall not invalidate such marriage.

3. That all acts and parts of acts Coming in Conflict with this act be and the same are hereby repealed.

Signed
Wm. M. McCarver
Speaker

C. Long
Secretary.

An Act to Create an additional County at Clatsop.

Article 1st

Sec. 1. Be it enacted by the Legislative Committee of Oregon; That there be Constituted a County which shall be called Clatsop County and bounded as follows, to wit: Commencing on the South side of the Columbia River at a point Called Oak point, thence South to a supposed line dividing Twalaty County and Gum Hill; thence west along said line to the Pacific Ocean, then along the Coast to the Northern line of Twalaty County, thence East to a supposed line running North from Oak Point, then South along said line to the place of beginning which shall Compose a County for Civil and Military Purposes, and shall be under the same laws rules, regulations and restrictions as all other Counties in Oregon, and entitled to Elect the same officers as other Counties in Oregon are entitled to Elect.

Sec. 2. That the term District be stricken out of the Laws and the term County be inserted.

Sec. 3. And be it further enacted, that after the passage of this act, It shall be the duty of the executive Committee to Order a special Election for the County of Clatsop, for the purpose of Electing County Officers.

Sec 4. That all acts and parts of acts contrary to this act be and the same are hereby repealed.

Attest.
I. Long
Sec.

Signed
M. M. P. C.

An Act to Prevent the introduction Sale, and Distillation, of Ardent Spirits in Oregon.

Passed 24th June 1844.

Be it enacted by the Legislative Committee of Oregon as follows.

Article 1st

Sec. 1. That if any person shall hereafter import or introduce any ardent Spirits into Oregon, with intent to sell barter or trade the same, and shall offer the same for sale, trade or barter, he shall be fined the sum of fifty dollars for each and every such offence, which may be recovered by indictment, or by trial before a Justice of the peace without the form of Pleading.

2. That if any person shall hereafter sell, barter, or trade, any ardent Spirits of any kind whatever, directly, or indirectly, to any person within Oregon, he shall forfeit and pay the sum of twenty Dollars, for each & every such sale, trade or barter to be recovered by indictment in the Circuit Court, or before a Justice the peace without the form of pleading

That if any person shall hereafter establish or Carry on any Manufactory, distillery of ardent Spirits in Oregon shall be subject to be indicted in the Circuit Court and if

be fined the sum of One Hundred Dollars and the Court shall issue an Execution directing him to seize the distilling apparatus, which order the Sheriff shall execute.

Sec 4. That it shall be the duty of all Sheriffs, Judges, Justices of the Peace, Constables and other Officers, when they have reason to believe that this act has been violated to give notice thereof to some Justice of the Peace, or Judge of a Court who shall immediately issue his warrant and cause the offending party to be arrested, and if such officer has jurisdiction to try such case, shall proceed to try such offender without delay; and give judgement accordingly but if such officer shall not have jurisdiction to try the case, he shall if the party be guilty, bind him over to appear before the next Circuit Court of the proper County.

Sec. 5. That all sales, barters and trades made under colour of gifts or otherwise with intent to evade this act shall be deemed a violation of the same and all fines and penalties accruing under this act shall go into the general treasury; and all officers receiving the same, shall pay to the Sheriff, whose duty it is to pay the same into the treasury.

6. That this act shall not be construed as to prevent practising Physicians

such liquors for medicine, not to exceed one Gallon at one time.

Sec. 7. That the Clerk shall make out a Copy of this act, and put the same up in Oregon City as early as practicable

Sec. 8. That this act shall take effect within 60 Days from and after its passage.

Signed.

M M McCarver
Speaker

Attest.

I. E. Long
Secretary.

An act to legalize the acts of Justices of the Peace in Oregon.

Passed 24th June 1844.

Be it enacted by the Legislative Committee of Oregon as follows.

That the Election of all Justices of the Peace heretofore made, and all their official acts, be and they are hereby declared to be legal.

Signed

M M McCarver
Speaker

Attest

I. E. Long
Secretary.

An Act to Provide for Ways and Means.

Passed 5th Dec 1864.

Be it enacted by the Legislative Committee of Oregon as follows.

Article 1st

Sec. 1. That in order to raise a revenue for the purpose of defraying the expenses of the Government, there shall be levied and collected a Tax of one eighth of one per Cent upon the following property at a fair valuation; to wit: All Merchandize brought into this Country for sale, Improvements on Town lots, Mills, Pleasure Carriages, Clocks, Horses, Mules, Cattle, and &c.

Sec. 2. All male Citizens over the age of twenty one years, being a free white man, shall be subject to pay a poll Tax of fifty Cents.

Sec. 3. That it shall be the duty of the Collector of revenue, to require each and every Merchant in Oregon to give him a Statement in writing of the Amount of all Merchandize on hand, to be stated upon oath or affirmation, which oath or affirmation the Collector shall administer, and said Collector shall Collect and receive the Tax upon such Merchandize which receipt shall serve as a license for the next year, following from the time given. And when a Merchant shall wish to

his license, he shall give a similar Statement of all Merchandize received by him for sale ~~in~~ the preceding 12 months and the Collector shall only require him to pay Tax upon the Amount of said imports.

Sec. 4. That any Person refusing to pay tax as in this act required, shall have no benefit of the Laws of Oregon and shall be disqualified from Voting at any Election in this County.

Sec. 5. That the Sheriff shall serve as ex Officio Collector of the revenue, for which he shall receive as a Compensation for his services Ten per Cent upon all monies, Collected as revenue.

Sec. 6. That the Sheriff before entering upon the duties of his Office as Collector of the revenue, shall enter into bond with two or more, good and sufficient Securities, in a sum of not less than five nor more than ten thousand Dollars, to be approved by the Executive, which approval shall be written on the back of said bond, and the said Collector bond shall be filed in the Office of the Clerk of the Court.

7. That the Collector shall pay over to the Treasury on the first Monday in each and every month in the year all monies that may be in his hands and get the Treasurers receipt therefor.

8. That it shall be the duty of the Justices of the County Courts

to require the Collector to ~~to~~ to the ~~Circuit~~ Circuit Court at each and ~~every~~ every regular term of the Court in Clackamas County.

Sec. 9. The Collector of the revenue shall make full payment into the treasury, on or before the first Monday in December in each year.

Sec. 10. The revenue of Oregon shall be collected in specie or available Orders on solvent Merchants in Oregon.

Sec. 11. That all acts, and parts of acts, Contrary to this act be and the same are hereby repealed.

Sec. 12. This act to take effect from and after its Passage.

Signed.
M. M. M. C. Connor
Speaker

Attest.
I. E. Long
Secretary.

An Act on Land Claims. Passed 25th June 1844

Be it enacted by the Legislative Committee of Oregon as follows.

Article 1st

Sec. 1. That all person who have heretofore made, or shall hereafter make permanent improvements upon a place with a bonafide intention of occupying and holding the same for himself, and continue to occupy and cultivate the same, shall be entitled to hold six Hundred and forty acres, and shall hold only one Claim at the same time Provided, a Man may hold town Lot in addition to his Claim.

2. That all Claims hereafter made shall be in a square form, if the nature of the ground shall permit, and in case the situation will not permit, shall be in an oblong form.

3. That in all cases where Claims are already made, and in all cases where there are agreed lines between the parties occupying adjoining tracts, such Claims shall be valid to the extent of Six Hundred & forty acres, although not in a square or oblong form.

That in all cases where Claims shall after be made, such permanent improvements shall be made within months from the time of taking such Claim, and the first settler or settlers shall be held to

Sec 5. That no person shall hold a Claim under the provisions of this act, except free males over the age of 18 who would be entitled to vote if of lawfull age, and Widows: Provided no married man shall be debarred from holding a Claim under this act, because he is under the age of 18.

Sec 6. That all laws heretofore passed in regard to land Claims be and the same are hereby repealed.

Sec. 7. That all persons Complying with the provisions of this act, shall be deemed in possession to the extent of 640 Acres, or less as the case may be, and shall have the remedy of Forceable Entry and detainer against intruders, and the action of Ejectment against trespassers.

Signed

M. M. N. C. Ch

Speaker

Attest,

I. Chong

Secretary.

An Act to change the line between Yam Hill and Twalaty Counties.

Passed

Be it enacted by the Legislative Committee of Oregon. That the line between Yam Hill and Twalaty shall be as follows. Commencing at the mouth of the Willamette River running thence up the middle of the channel of said river

An Act in regard to Slavery, and Free negroes and Mulatoes.

Passed 26th June 1844.

Be it enacted by the Legislative Committee of Oregon as follows.

Sec. 1. That Slavery and involuntary servitude shall be forever Prohibited in Oregon.

Sec. 2. That in all cases where Slavery shall have been, or shall hereafter be brought into Oregon, the owners of such Slaves respectively shall have the term of three years from the introduction of such Slaves to remove them out of the Country.

Sec. 3. That if such owners of Slaves shall neglect or refuse to remove such slaves from the Country within the time specified in the preceding section such slaves shall be free.

Sec. 4. That where any free negroe or Mulattoe shall have come to Oregon, he or she, (as the case may be) if of the age of 18 or upwards, shall remove from and leave the Country within the term of two years for males and three for females, from the passage of this act, and that if any free negro or Mulattoe shall hereafter come to Oregon if of the age aforesaid, he or she shall quit and leave the Country within the term of two years for males and three for females from his or her arrival in the Country.

Sec. 5. That if such free negro or Mulattoe be under the age aforesaid, the terms

of time specified in the preceding sect. shall begin to run when he or she shall arrive at such age.

Sec 6. That if any such free negro or Mulattor shall fail to quit the County as required by this act, he or she may be arrested upon a warrant issued by some Justice of the Peace, and if guilty upon trial before such Justice, shall receive upon his or her bare back not less than 20 nor more than 39. Stripes to be inflicted by the Constable of the proper County.

Sec. 7. That if any free negro or Mulatt shall fail to leave the County at the term of six months after receiving such stripes, he or she shall again receive the same punishment in every six months until he or she shall quit the County.

Sec 8. That when any slave shall his or her freedom, the times specified in the 4th Section shall begin to run from the time when such freedom shall ~~begin to run~~ be obtained.

Signed

M. M. M. C. Carter

Speaker

Attest

I. P. Long

Secretary.

An Act to authorize Robert Moore to establish and keep a Ferry across the Willamette River from the Robins Nest to Oregon City. Passed 26th June 1844

Sec. 1. Be it enacted by the Legislative Committee of Oregon as follows.

That Robert Moore be and he is hereby authorized to establish and keep a ferry across the Willamette River, from the Robins rest to Oregon City for the term of one Year from and after the first day of September next.

Sec. 2 And be it further enacted that the said Robt Moore, by or before the first day of Sept. next, shall procure and keep at said ferry a good and sufficient flat boat and skiff, with a sufficient number of hands to work the same, for the transportation of all person and their property across the said river when passable without delay for which the said Robt Moore shall pay the sum of twenty Dollars as a revenue for the use of Oregon.

Sec. 3. That the said Moore shall be authorized to Charge the following Rates for ferriage.

For a single Foot man 6¼ Cts — For a man & Horse 12½ Cts
For every waggon & Team 1-50 " — For every Cart & Team 75 "
For every head of horses & Cattle 6¼ " — For every head of Sheep & Hogs 3 "
For every Pleasure Carriage 75 " — For every 100 lbs of Goods and other freight 3 "

Signed
M. M. McCarver
Speaker

Attest
J. C. Long
Secretary.

Appropriation Act

Passed 26th Jan

Be it enacted by the Legislative Committee of Oregon as follows.

Sec 1. That the sum of Five Hundred Dollars be and the same is hereby appropriated for the Payment of the Circuit Judge.

Sec. 2. That the sum of One Hundred and Twenty five Dollars be and are hereby appropriated for the purchase of such books and Stationary as may be required for the use of the government of Oregon.

Sec. 3. That the sum of Twenty Dollars be and the same are hereby appropriated for the Pay of the Clerk of the House of Representatives.

Sec. 4. That the sum of one Hundred and twenty five Dollars be and the same are hereby appropriated for the expenses of the Military department.

Sec 5. That the sum of Fifteen Dollars be and the same are hereby appropriated to pay Mr Hathaway for the use of the house.

Signed

M. M. McCarver

Speaker

Attest.

J. C. Long

Secretary.

An Act Authorizing John McLaughlin to Construct a Canal around the Willamette Falls.

Passed 26th June 1844.

Sec. 1. Be it enacted by the Legislative Committee of Oregon: That John McLaughlin, his heirs, and assigns, be and they are hereby authorized to construct a canal around the falls of the Willamette, on the east side of the Willamette River, which said canal shall be sufficiently safe and wide for the passage of boats of the width of thirteen feet or less.

Sec. 2. That the said John McLaughlin, his heirs, and assigns, are hereby authorized to construct all the necessary walls, piers or other works, for the erection or protection of said canal; Provided allways that they shall not be so constructed as to cut off the necessary supplies of water from any mill or mills now in operation.

Sec. 3. That the said John McLaughlin his heirs and assigns, are hereby authorized to demand and receive the following rates of toll, to wit:

For every canoe or skiff $1-00

For every other water craft the sum of fifty cents for every Ton of Burthen.

For raft of Sawed Lumber the sum of twenty five Cents for every thousand feet.

For Saw Logs, and all other round or Hewn timber, the sum of ten Cents for each hundred Cubic feet.

Sec. 4. That all privileges conferred by this act shall Continue for the term of twenty years from and after the passage thereof.

Sec. 5. That the said John McLaughlin his heirs, or assigns are hereby required to Complete said Canal within two years from the passage of this act.

Sec. 6. That the said John McLaughlin his heirs or assigns, when said Canal shall be finished, shall permit all boats, water Crafts, and rafts, to pass without delay, if the proper toll shall be tendered.

Signed
M M. McCarver
Speaker.

Attest
I. Long
Secretary.

An Act for the Protection of Horses

Passed 24th June 1844

Be it enacted by the Legislative Committee of Oregon, That the act of Iowa Territory entitled "an act for the improvement of the breed of Horses" Approved Janry 7th 1839. and which has been adopted as the Law of Oregon, shall not be so Construed as to extend to horses owned by Indians.

Signed
M M. McCarver
Speaker.

Attest
I. Long
Secretary.

An Act Authorizing John McLaughlin to Construct a Canal around the Willamette Falls.

Passed 26th June 1844.

Sec. 1. Be it enacted by the Legislative Committee of Oregon. That John McLaughlin, his heirs, and assigns, be and they are hereby authorized to Construct a Canal around the Falls of the Willamette, on the east side of the Willamette River, which said Canal shall be sufficiently safe and wide for the Passage of boats of the width of thirteen feet or less.

Sec. 2. That the said John McLaughlin, his heirs, and Assigns, are hereby authorized to construct all the necessary walls piers or other works, for the erection or protection of said Canal; Provided allways that they shall not be so Constructed as to Cut off the necessary supplies of water from any mill or Mills now in operation.

Sec. 3. That the said John McLaughlin his heirs and assigns, are hereby authorized to demand and receive the following rates of Toll, to wit.

For every Canoe or Skiff $1-00

For every other water Craft the sum of fifty Cents for every Ton of Burthen.

For rafts of Sawed Lumber the sum of twenty five Cents for every thousand feet.

For Saw Logs, and all other round or Hewen timber, the sum of ten Cents for each hundred Cubic feet.

Sec 4. That all privileges conferred by this act shall Continue for the term of twenty years from and after the passage thereof.

Sec 5. That the said John McLaughlin his heirs, or assigns are hereby required to Complete said Canal within two years from the passage of this act.

Sec. 6. That the said John McLaughlin his heirs or assigns, when said Canal shall be finished, shall permit all boats, water Crafts, and rafts, to pass without delay, if the proper toll shall be tendered.

Signed
M M. McCarver
Speaker.

Attest
J. L. Long
Secretary.

An Act for the Protection of Horses

Passed 27th June 1849

Be it enacted by the Legislative Committee of Oregon, That the act of Iowa Territory entitled "an act for the improvement of the breed of Horses" Approved Janry 7th 1839. and which has been adopted as the Law of Oregon, shall not be so Construed as to extend to horses owned by Indians.

Signed
M M. McCarver
Speaker

Attest
J. L. Long
Secretary.

An Act to make a new road from Willamette to Yam Hill River

Passed 29th June 1864.

Be it enacted by the Legislative Committee of Oregon.

Sec. 1. That Ransom Clark. W. J. Hendree and Joel Walker be and they are hereby appointed to view out and mark a way for a road from the Willamette falls to the falls of the Yam Hill river, and that they report to Amos Cook who is hereby ~~appointed~~ appointed overseer of said road and required to open the same according to law.

Sec. 2. That all the hands in Yam Hill County, and all the hands in Twolaty County residing near the Yam Hill river, be assigned to said overseer, and that when opened said road shall be a public road.

Signed

W. W. W. Carter

Speaker

Attest

I. Chong

Secretary.

An Act to allow Salaries to Certain Officers in Oregon

Passed 26th June 1844

Be it enacted by the Legislative Committee of Oregon,

Sec. 1. That from and after the Passage of this act Members of the Executive Committee shall receive One Hundred Dollars each per Annum for their services,

Sec. 2. That the Legislative Committee be and they are hereby allowed Two Dollars each per Day, as a full compensation for their services

Sec. 3. That the assessor of the revenue be and he is hereby allowed Two Dollars per day as a full Compensation for his services.

Signed.

M. M. M. Carver
Speaker

Attest.
I. E. Long
Secretary.

An Act on Military Affairs in Oregon.

Passed 26th June 1844

Be it enacted by the Legislative Committee of Oregon.

Sec. 1. That immediately after the passage of this act, the Military shall be arranged into one Regiment, two Batallions, and Companies. It shall consist of infantry, District Companies, Light Infantry, Riflemen, Artillerymen, and Dragoons or mounted riflemen. The Regiment shall consist of not less than six Companies nor more than twelve Companies, two of which shall be light infantry or riflemen; each Company shall consist of not less than thirty nor more than one Hundred Men, exclusive of Commissioned Officers. The District of Twality and Clackamas shall form the first Battallion; Champoick and Yam Hill District shall form the second Battalion; each Battalion shall consist of not less than three nor more than six Companies. The District of Twality shall form two Companies, the District of Klackamas shall form at least one Company, and Champoick District shall form two Companies and Yam Hill district shall form at least one Company.

2. That when a County or District of Country shall be distant or far detached, that in the opinion of the

Executive it would be inconvenient for the persons residing therein to belong to an Organized Regiment, they shall be Organized as a Separate Battalion or Company as the case may require under the Command of a Major or Captain as the case may require, and be subject to the same rules and regulations in all respect, that regiments are subject to.

Sec. 3. That to a Regiment there shall be one Colonel, one Lieutenant Colonel and one Major. To a Company of infantry, light infantry or riflemen there shall be one Captain, one first Lieutenant and one second Lieutenant; To a Company of Artillery men, Dragoons or Mounted riflemen, there shall be one Captain, one first Lieutenant, one second Lieutenant and one third Lieutenant, all Commissioned Officers (except those of the Light Infantry and Rifle Corps) and staff Officers, shall be Clothed Armed and accoutred as the Commander in Chief may direct.

Sec 4. The qualified voters of the several Districts shall Elect their field Officers in the same manner that Civil Officers are Elected, at the Annual Elections, or when due notice shall be given for holding an election, and proper returns shall be made of all such elections, under the same penalty and restrictions as other Elections. All Organized Companies shall elect their

own Commissioned Officers. The Commandant of the Regiment shall appoint during his pleasure, one Adjutant one Quarter Master, and one Paymaster who shall be Regimental Treasurer, each with the rank of Lieutenant, also one Surgeon and one Surgeon Mate, one Drum Major, one Fife Major, and one Sergeant Major. That the Captain or Commanding Officer of each Company shall appoint during his pleasure, four Sergeants, one of whom shall be Clerk of the Company; four Corporals and two Musicians.

Sec. 5. That the Captain or Commanding Officer of each infantry or district Company, shall, by his Clerk, enroll all able bodied free male persons, (Indians and negros excepted) over the age of Sixteen years, and under sixty, residing or from time to time coming to reside within the bounds of his beat or Company district, except such as are hereinafter stated.

Sec. 6. That the Militia, for the purpose of improving in Martial exercise, shall Rendezvous by Companies in their respective districts at least two days in each year. The place of meeting shall be designated by the Captain or Commanding Officer, by putting up, or causing to be put up at least four written or printed advertisements in the most public places in his district, ten days before the day of

Meeting. Captains, or Commanding Officers of Volunteer Companies, shall in like manner give notice, of the place of the meeting of their respective Companies twelve days previous to said day.

Sec. 7. That on the last Saturday in the month of August in every year, the Colonel or Commanding Officer of each Regiment and seperate Battalion shall by written or printed advertisements put up or distributed fifteen days before said day, and Call out all Company and Staff Officers under his Command to rendezvous at some Convenient and suitable place, where they shall be formed and drilled, in Company Order by the Commandant, and at said Rendezvous, the Commandant shall give to the Officers, public notice where the Regiment or Battalion shall meet, which place shall be within his district, and the time as follows: Regiments shall meet at ten O Clock in the forenoon on the first Monday in Oct. The Captain or Commanding Officer of Companies, shall then within proper time, give notice of the intended Regimental or Battalion parade, in the same manner as they are directed by the preceding section in Case of Company rendezvous. Each regiment and seperate Battalion shall assemble in the month of October as aforesaid for the purpose of drill and parade at one

Pleas

place as the Commandant may appoint and direct, And at such drill and parade as many evolutions shall be performed, as circumstances and the nature of the case will permit.

Provided: That at the parades provided for by this and the preceding section, the Militia shall not be kept under Arms more than three hours at any one time.

Sec 8. That it shall be the duty of every non commissioned Officer and private who owns a rifle, Musket, or fire lock, to appear with it in good order at every parade.

Sec 9. That in order to ensure uniformity in the organization discipline and government of the Militia of Oregon, it shall be the duty of the Commander in Chief from time to time, to provide at the expense of Oregon such books of instruction, as are or may be prescribed for the use of the Army or Militia of the United States; and furnish each Commissioned Officer with a copy; and each Officer shall preserve and keep said book or books in good order, and hand them over to his successor in Office.

10. That the Captain or Commanding Officer of each Company of infantry, light infantry and riflemen, shall annually, six weeks before the Annual Meeting of the Legislative Committee, make a full and complete return to

the Colonel or Commandant of the Regiment or Battalion to which he belongs, of the names of all the Officers, non Commissioned Officers, Musicians and Privates belonging to his Company, also the dates of the Commissions, and place of Residence of the Officers; the number and kind of Arms and Accoutrements belonging to, or in the possession of the members of his Company.

Sec. 11. That the Colonels or Commandants of regiments, and seperate Battalions, on receiving the annual returns from the Captains, shall, one month previous to the ~~Setting~~ annual meeting of the Legislature Committee, Consolidate them and make returns thereof to the Executive.

Sec 12. That at each and every parade either Company, Battalion or regiment the Captain or Commanding Officer of each Company, shall keep a Correct list of the non commissioned Officers, Musicians, and Privates, who are absent without special leave; and on the last parade day in each and every year, he shall detail a Court Martial, for the trial of all who shall have been guilty of any Offence in the Course of the Current year; said Court Martial shall consist of one Commissioned Officer, and four Privates the Commissioned Officer shall preside, and in Case of a tie, he shall decide The President of a Court Martial

have power and authority to swear and examine witnesses. If the Officer be absent on the day of the Court Martial the Officer who detailed the Court shall immediately supply the vacancy by the appointment of another member of the Company, whether Officer or private, and a report of such absence shall be made to the Commandant of the regiment, and the absentee shall be tried by a Court Martial, and fined in like manner as if he had been absent on the day of the regimental parade And if any one of the privates be absent, the vacancy shall be immediately filled and the absentee be fined as though he had been absent on a parade day without leave, and without excuse, but he may appeal to the Colonel of the Regiment who shall hear the Cause, and determine it equitably.

Sec. 13. That it shall be the duty of the president of each and every Court Martial held under the authority of this act immediately after Court rises, to make out a return to the district Clerk, of the names of each of the persons fined and the amount of each fine; the said return shall be made to the Clerk in the district in which the person fined resides, and the Clerk shall include said fines in the list of Taxes, and they shall be collected in the same manner, by the same Collectors, with the same fees and Costs

and be paid into the regimental treasury the treasurer shall receipt for all monies received. Said Money shall be applied at the discretion of the Commandant, to regimental. Battalion or Company purposes, so as to make each Battalion or company equal.

Sec. 14. That it shall be lawfull for any Commissioned Officer whenever and as often as any invasion, or imminent danger thereof, may come to his knowledge, to Order out the Militia or any part thereof under his Command, for the defence of Oregon He shall immediatly give notice thereof, detailing all the Circumstances to the Commander in chief, who shall on all occasions, which to him may seem to require it, have full power and authority to Call out any portion of the militia either by draft, by the acceptance of volunteers, or enmasse.

Sec. 15. That if any Commandant of a regiment Separate Battalion or Company shall refuse or neglect to give the proper notice for calling out the Militia under his Command as required by the preceding sections of this act he shall be tried by a Court Martial and fined at the discretion of the Court in a sum not exceeding twenty dollars, and every person subject to do duty under the provisions of this act, who shall be absent except in case of sickness or disability himself and family, or without

reasonable

reasonable excuse, or if present shall refuse or neglect to answer to his name, and to do duty, or who shall leave his post, or quit the ranks without leave, shall be tried by a Court Martial, and fined, if a Colonel not more than twenty Dollars, nor less than five dollars; if a Lieutenant Colonel or Major not more than fifteen Dollars nor less than five dollars, if a Captain not more than ten nor less than five dollars, if a Lieutenant not more than six dollars, nor less than three dollars, if a non commissioned Officer, musician or private, not more than three dollars nor less than two dollars.

That every Commissioned Officer who shall be guilty of disobedience of Orders neglect of duty, disrespect towards a Superior Officer, or any other unofficer like Conduct, shall be arrested and tried by a Court Martial, and fined in any sum not exceeding one Hundred Dollars, and may be suspended or Cashiered at the discretion of the Court Martial, If a non Commissioned Officer, Musician or private, shall be guilty of disobedience of Orders, or disrespect to an Officer during the course of the hours of Parade, he shall be arrested and kept under guard during the balance of the three hours, and afterwards at the

discretion of the commanding Officer be tried by a Court Martial and fined not less than five Dollars nor more than twenty dollars; If any person whether officer, non commissioned Officer or private, or whether belonging to the Militia of Oregon or not, shall appear at any parade wearing any personal disguise, or any unusual or ludicrous article of dress, or any arms weapons or other ~~instrument~~ implement not required by law, and Calculated to excite ridicule, or to interrupt the orderly and peaceable discharge of duty by those under arms, he shall be arrested and kept under guard, the balance of the three hours of the parade, and be tried by a Court Martial and fined not more than twenty dollars nor less than five dollars.

Sec. 16. That the Commissioned Officers of any Company shall have power to administer to the oath to the Boards of Court Martial.

Sec. 17. That the Executive shall be Commander in Chief of all the Military forces in Oregon, but shall not command in person unless they think proper.

Sec. 18. And be it further enacted that the following persons be exempted from military duty they are hereby exempted; all Ministers and Ministers of the Gospel of any

and every denomination; who prove to the Commandant of the Company, in whose beat or precint they reside, that he or they, have been regularly ordained or licensed, and are now in full Communion with his or their respective ~~Communion~~ Churches; all practising Physicians, Millers, Clerks and Judges of Courts and Sheriffs, except in case of invasion or insurrection.

Signed
M. M. M. McCarver
Speaker

Attest
I. E. Long
Secretary

An Act to Amend the several Acts Organizing Counties.

Pass'd 29th June 1844.

Be it enacted by the Legislative Committee of Oregon as follows.

Sec. 1. That all those Parts of any Counties heretofore organized, which lie north of the Columbia River, be and they are hereby stricken off respectively, and that the said river shall constitute the Northern boundary of said Counties respectively.

Sec. 2. All acts conflicting with this act are hereby repealed.

Signed
M. M. M. McCarver
Speaker

Attest
I. E. Long
Secretary.

An Act Regulating the Executive Power, the Judiciary and for Other Purposes.

Passed 27th June 1844

Executive Power.

Be it enacted by the Legislative Committee of Oregon as follows.

Article 1st

Sec. 1. That the Executive Power of this Government shall be vested in a single Person, who shall be Elected at other Officers, at the next annual Election, and at the annual elections to be held every two years thereafter, and who shall hold his Office for the term of two years, and until his successor shall be duly elected and qualified; and shall be styled the Executive of Oregon.

Sec. 2. He shall have been a resident of the Country twelve Months previous to his election, shall have paid a Tax for the support of Government a free Male Citizen not under the age of twenty four years.

Sec. 3. He shall be Commander in chief of the Military power of the Country, shall Commission all Officers, fill all vacancies by appointment until the next succeeding regular election. He shall have power to Grant reprieves and Pardons, see that the laws are faithfully executed, and shall recommend

Measures to the Legislature Committee as he may think necessary.

Sec. 4. In Case the Executive Chair become vacant by death, removal from office, or otherwise, the Speaker of the house shall fill the office until a successor shall be duly elected and qualified.

Sec 5. The Executive shall be subject to impeachment before the house for Misconduct in office; and may be removed from office by a vote of two thirds of all the Members present.

Sec 6. He shall receive for his Salary the sum of Three Hundred Dollars Annually.

Article 2d

Sec. 1. The Judicial power shall be vested in Circuit Courts, and in as many Justices of the Peace as shall from time to time be appointed or elected according to law.

Sec. 2 There shall be one Judge Elected by the qualified Voters at the Annual election, who shall hold his Office for one year; and until his Successor be duly elected and qualified; and who shall hold two terms of the Circuit Court in each County, at such time and places as by law shall be directed, and shall receive the sum of five hundred Dollars annually for

his salary. He shall also be
to such fees for Probate service
are by law allowed.
Sec. 3. The Circuit Court shall have
original Jurisdiction in all Criminal
Cases; and in Law and equity, when the
Amount sued for is not under
150 Dollars; and also in all probate
and County business; and appellate
Jurisdiction from Justices of the peace
Sec. 4. The Clerk and Recorder shall
perform the duties of Clerk of the
Circuit Court of each County.
Sec. 5. It shall be lawfull for the
sheriff and Clerk, to appoint
so many deputies as may be ne-
=cessary, being responsible for
their conduct, not to exceed one
in each County.
Sec. 6. The Circuit Court shall caus
a grand Jury to be empannelled
of each term, to whom the Co
shall give a charge; which gra
Jury shall consist of not less
than twelve nor more than fif
and ten of whom may find
bill.
Sec. 7. The Court may appoint a
person to prosecute in Crim
Cases, and when no person is
act, the Court shall examine
witnesses for the prosecution
shall give the law in ch
to the Jury.
The Court sha

to be kept of its proceedings.

Sec. 9. The Court may hold a Called term at any time to try a Criminal

Sec. 10. Justices of the Peace shall have jurisdiction in Civil Cases in all sums not exceeding 150 Dollars.

Laws.

Article 3d

Sec. 1. All the statute laws of Iowa Territory, passed at the first session of the Legislative assembly of said Territory, and not of a local Character, and not incompatable with the condition and circumstances of this country shall be the law of this government unless otherwise Modified, and that the Common Law of England, and the principles of equity, not Modified by the Statutes of Iowa, or of this government, and not incompatable with its principles shall constitute a part of the law of the land.

Sec. 2. That the resolution heretofore passed, and recorded under the 19th Article of the Judiciary, be and the same is hereby repealed.

Sec. 3. That where not otherwise provided, all laws shall take effect and be in force from and after their passage.

Sec. 4. That all acts and parts of acts inflicting with this act, or any acts passed at this session, are hereby repealed.

Sec. 5. That the act heretofore passed making the laws of New York regard to witnesses and Jurors, the laws of this Country, be and the same is hereby repealed.

Legislative Power.

Article 4th

Sec. 1. The Legislative power shall be vested in a house of representatives Composed of representatives elected annually by the qualified voters of the several Counties.

Sec. 2. The House of Representatives shall annually meet the first Tuesday in June at the Wills Falls.

Elections

Article 5th

Sec. 1. All officers shall be elected by the people once a year, unless otherwise provided, at a general Election to be held in each County the first Tuesday in June in each year, at such place as shall be designated by Judge of the Circuit Court

Sec. 2. As many Justices of the peace and Constables, as shall be elected from time to time shall be deemed necessary Circuit Court of each Co

Courts.

Article 6th

Sec. 1. The Circuit Courts shall be held in the several Counties as follows.

For the County of Clackamas on the first Tuesdays in April and October.

For the County of Champoick on the second Tuesdays in April and October.

For the County Yam. Hill on the third Tuesdays in April and October.

For the County of Tualaty on the fourth Tuesdays in April and October.

For the County of Clatsop on the first Mondays of March and September.

That the Place of holding said Courts, may from time to time be fixed by the Judge giving one months notice thereof.

Signed

M. M. McCarver
Speaker

Attest

L. Long
Secretary.

An Act granting Hugh Burns a right to keep a public Ferry across the Willamette river

Passed 25th June 1864.

Be it enacted by the Legislative Committee of Oregon as follows.

Sec. 1. That Hugh Burns be and he is hereby authorized to keep a ferry across the Willamette River, between Oregon City and the west bank of said river, for the term of one year, by paying to the general treasurer the sum of twenty dollars

Sec. 2. That the said Burns shall be authorized to charge the following rates:

For a single footman	6¼
" A man and Horse	12½
" Every waggon & Team	1.50
" Every head of Cattle or Horses	6¼
" Every Cart and Team	75
" Every head of sheep or Hogs	3
" Every pleasure Carriage	1.00
" Every 100 lbs of goods and other freight	3

Sec. 3. That the said Burns shall be required to keep such boats, as the law directs; and shall be subject to the same.

Signed

M. M. McCarver

Speaker

Attest

I. R. Long

Secretary.

An Act to Provide for an Assessor for the year 1846, and to regulate the duties of his Office.

Passed 27th June 1846.

Sec. 1. That it shall be the duty of the Executive Committee immediately after the passage of this act to appoint some suitable person as assessor, whose duty it shall be to assess the revenue of Oregon.

Sec. 2. That the assessor so appointed shall, before entering upon the duties of his office, enter into bond to Oregon in a sum of not more than one thousand Dollars, with good and sufficient security, for the faithfull performance of his duty as assessor which bond shall be approved by the Clerk and recorder. which approval shall be written on the back of said bond, and the said bond shall be filed in the office of the Clerk of the Court.

Sec. 3. That it shall be the duty of the Executive Committee, as soon as they shall have appointed the assessor as above required, to give notice to the Clerk of the Court, who shall immediately notify such person so appointed of his appointment, and the assessor so appointed shall enter into

bonce within ten days after he receives his notice of appointment

Sec. 4. That it shall be the duty of the Clerk and recorder by or before the first Monday in August. A. D. 1844. to make out and deliver to the Assessor a Blank Tax Book sufficiently Marked and headed for the use of the assessor.

Sec. 5. That it shall be the duty of the assessor to make Complete returns of the assessment on the second Monday of September A.D. 1844 to the Clerk and Recorder, whose duty it shall be to examine the same, and correct all mistakes if any there be and deliver the Tax Book so examined to the Collector as soon as possible and get the Collectors receipt for the same; and the Collector shall Commence Collecting the revenue as soon as possible.

Sec. 6. That it shall be the duty of the assessor to take every means man who shall refuse to pay a Tax and return a list of the names of all such persons so refusing to the Clerk and Recorder, with duty it shall be to preserve the same.

Passed

Signed

M. M. McCarver

Speaker

Attest

I. E. Long

Secretary.

67

An Act to Provide for an Assessor for the year 1844, and to regulate the duties of his Office.

Passed 27th June 1844.

Sec. 1. That it shall be the duty of the Executive Committee immediately after the passage of this act to appoint some suitable person as assessor, whose duty it shall be to assess the revenue of Oregon.

Sec. 2. That the assessor so appointed shall, before entering upon the duties of his office, enter into bond to Oregon in a sum of not more than one thousand Dollars, with good and sufficient security, for the faithfull performance of his duty as assessor which bond shall be approved by the Clerk and recorder. which approval shall be written on the back of said bond, and the said bond shall be filed in the office of the Clerk of the Court.

Sec. 3. That it shall be the duty of the Executive Committee, as soon as they shall have appointed the assessor as above required, to give notice to the Clerk of the Court, who shall immediately notify such person so appointed of his appointment, and the assessor so appointed shall enter into

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assessor to take every means nec
who shall refuse to pay a Tax
and return a list of the names
of all such persons so refusing
to the Clerk and Recorder, whose
duty it shall be to preserve the
same.

Sec. 7. That the said assessor shall have the right to appoint a deputy to assess Clatsop County and shall be responsible for his conduct.

Sec. 8. That the assessor when he returns the assessment book shall make out a true statement in writing of the number of days he was necessarily employed in assessing the revenue which statement he shall verify by oath or affirmation, and which shall be filed with the Clerk.

Signed

M. M. McCarver

Speaker

Attest

I. Olney

Secretary

An Act in regard to Seamen.

Passed 27th June 1844

Be it enacted by the Legislative Committee of Oregon as follows.

Sec. 1. That when any seaman or Sailor shall hereafter desert from any ship, sloop, schooner, brig, or other vessel lying in the waters of Oregon before his term of service expires; it shall be the duty of any Judge or Justice of the peace, upon the application of any officer of such vessel, to issue his warrant to the proper officer, and if there be no Constable or sheriff at hand, then said Justice shall appoint some one to execute such process, and cause such deserter to be arrested forthwith, and if upon examination he the Justice be satisfied that such defendant is a deserter, he shall cause him to be delivered to the officer of such vessel to be taken on board the same, there to be dealt with according to the usages among seamen.

Sec. 2. That the regular Costs in such case shall be paid by the Captain or Commandant of said vessel.

Signed

M. M. M. L Causen

Speaker

Attest

I. E. Long

Secretary.

An Act to regulate the duties of Assessor after the year 1844

Passed 27th June 1844

Sec. 1. Be it enacted that from and after the year A.D. 1844. The assessor of the revenue shall be elected by the eligible voters of Oregon, at the regular elections as other officers are elected.

Sec. 2 It shall be the duty of the assessor within five days after he receives a certificate of his election to enter into bond as required by law.

Sec. 3. That the Clerk shall deliver a blank Tax book to the assessor as required by law on the fourth Monday in June in each year after the year 1844.

Sec. 4. That after the year 1844 the assessor shall make assessment and return the Tax book to the Clerk by the first Monday in September, who shall examine the same as required by law and deliver it to the Collector immediately.

Sec. 5. That the assessor when he returns the assessment book, shall deliver a Statement in writing verified by oath or affirmation, of the number of days he has necessarily been employed in assessing the revenue, which Statement the Clerk shall file in his Office.

Signed

M M McCarver

Speaker

Attest

J. Elong

p.

An Act to amend an Act
Passed at this session
in regard to roads.

Passed 27th June 1844.

Be it enacted by the Legislative
Committee of Oregon as follows.

Sec. 1. That the inhabitants of
Twalaty County shall not
be required to work on that
part of the road, leading
from Linton to the Yam
Hill falls, that lies in
Yam Hill County.

Sec. 2. That Ransom Clark
be and he is hereby appointed
Overseer of that part of said
road lying in Yam Hill
County, and that the Citizens
of Yam Hill County, shall
not be compelled to work on
any part of said road lying
in Twalaty County.

Signed
M. M. McCarver
Speaker.

Attest
L. E. Long
Secretary.

An Act appointing viewers upon the road from the Willamette Falls to the Tualaty Plains.

Passed 27th June 1844

Be it enacted by the Legislative Committee of Oregon.

Sec. 1. That A. L. Smith, Adam Hewett, and James Walters, be and they are hereby appointed to view out the road leading from the Willamette Falls to the Tualaty Plains; and the said viewers shall continue said road so as to intersect the road leading from Linton to the Yam Hill Falls.

Sec. 2. That the said viewers are hereby authorized to make any alteration or Amendment in the said road that they may deem necessary; and when they shall have viewed the same, they shall report to Caleb Wilkins and Hugh Burns the Overseers of said road.

Provided: That nothing in this act shall be so Construed as to allow said road viewers to Close the road now opened between the house of Henry Black and that of George Ebberts, and that said Ebberts, Henry Buxton and Richd. Eough, be and are hereby appointed to view out and locate said last mentioned road, from Geo. Ebberts to the road leading from Linton to the falls of the Yam Hill river, and report the same to Caleb Wilkins, whose duty it is to open the same &c. Pring to Law.

Signed M. M. McCarver
Speaker

An Act to apportion the represen-
tation in the next House
of Representatives.

Passed 27th June 1844.

Be it enacted by the Legislative
Committee of Oregon as follows.

Sec. 1. That in the next House
of Representatives each
County shall be entitled
to the following number
of Representatives.

The County of Clackamas three
The County of Champoick four
The County of Yamhill two
The County of Twalaty three
The County of Clatsop one

Signed

M. M. McCarver

Speaker

Attest
I. Ebony
Secretary.

Journal of the Legislative Committee.

Oregon City Monday 16th Dec 1844.

Pursuant to adjournment the Members of the Legislative Committee met at the house of J. Long. When the names of the members were called, there where present Messrs. Burnett, Lovejoy, Velle 2 — Speaker: Absent Messrs. Gilmore Hill, Keizer, Waldo. There not being a quorum present the house adjourned to to morrow.

Tuesday 17th Dec 1844.

The House met pursuant to adjournment. The names of the Members being called there were present Messrs. Gilmore, Lovejoy, Newell, Speaker, Absent Messrs Burnett, Hill, Keizer, Waldo, there not being a quorum present the house adjourned to 2 O. Clock.

Evening Session.

The house met pursuant to adjournment. The names of the Members being Called there were present Messrs Burnett, Hill, Gilmore, Lovejoy, Speaker, Absent Messrs Waldo & Keizer.

On motion of Mr. Lovejoy a Committee was appointed, to wait upon the Executive Committee, and inform them, that the house is now ready to receive any Communication they may have to make. The Speaker appointed Messrs Burnett and

Conejoy the said Committee.

Mr Burnett returned to the house and reported that the Committee had performed the duty assigned to them, and that the Executive would have a message to report in a few minutes.

The house suspended business a few minutes when the Committee presented the following

Message.

To the honorable the Legislative assembly of Oregon.

Gentlemen.

As the expectation of receiving some information from the United States, relative to the adjustment of the Claims of that Government, and Great Britain, upon this Country and the principle cause of the adjournment of this assembly from June last to this day; we feel it our duty to Communicate to you such information, as we have been able to collect upon the subject, likewise to recommend the adoption of such measures, for the protection and security of the interests of Oregon.

The lines defining the limits of the seperate Claims of the United States and Great Britain, to this portion of the Country, has not been agreed upon when our latest advices left the United States and as far as we can learn, the question now rests on the same position as it did

before the Convention in London in 1818.
At that time the United States Govern=ment proposed to draw the dividing line on the 49th Parallel of North Latitude, from the lake of the woods to the Pacific Ocean. To this Great Britain would only Consent—in part, that the line should run on the 49th Parallel, from the lake of the woods, to the dividing ridge of the Rocky Mountains; and it was finally agreed upon between the Parties, that all of the Country lying west of the Rocky Mountains, and on the Pacific Ocean, should with their harbours bays and rivers, remain open for ten years, to the Vessels, Subjects or Citizens of both Nations; but it was at the same time expressly under=stood, that the said agreement was not to be Construed to affect or prejudice the Claims of either Party, or any other Power, to any portion of said Country.
Before this agreement expired, another ~~Agreement~~ Convention was held in London in 1827. by the two Contracting Powers by which the former treaty was extended with the provisions, that when either of the parties thought fit, after the 20th of Oct 1828. to abrogate the Convention, they were at liberty to do so, by giving twelve Months notice to the other Con=tracting Party; but nothing Contained in the Convention of 1827 was to be con=strued to affect in any Manner the Claim which either of the Contracting Parties

any other power or State might have to any part of the Country, west of the Rocky Mountains.

The subject has again been called up for investigation by the two Powers; and a negotiation was begun at Washington in the early part of the present year, but was for the time being suspended in consequence of a disagreement between the Parties, and notice of the abrogation of the Convention of 1827. had not been given by either party, when our latest information left the United States.

And we find that after all the negotiations, that have been carried on between the United States and Great Britain relative to settling their Claims upon this Country, from Oct. 1818, up to May 1844. a period of nearly 26 years, the question still remains in the following unsettled ~~position~~ position.

Viz. Neither of the two Powers in question Claim exclusive right to the Country, lying west of the Rocky Mountains, between the parallels of 42° and 54° 40' North Latitude and bordering on the Pacific Ocean. But one Claims as much right as the other; and both Claim the right of joint occupancy of the whole without prejudice to the Claims of any other State or Power, to any part of said Country.

We have submitted to you this information, Gentlemen of the assembly for your

Particular reasons,

1st To Correct an error that existed in our last Communication to this body, relative to the Claims of the United States and Great Britain to this Country;

2nd That you may bear in mind, while Legislating for the people of Oregon the position in which this Country stand, with regard to those Claims.

We would advise that provision should be made by this body for framing and adopting a Constitution for Oregon, previous to the next annual Election which may come as a more through guide to her Officers, and a more firm basis for her laws. It should be Constructed in such a manner as would best suit the local situation of the Country, and promote the general interest of its Citizens, without interfering with the real or pretended rights of the United States and Great Britain, excepting when the protection of life and property actually require it.

We would suggest for your information that this government has now in possession notes given by different individuals residing in this Country, amounting to $3,734.26, [redacted] already due

[redacted] in favour of the estate of Ewing Young of Oregon deceased, intestate A. D. 1840. After all legal debts, dues, and demands have been paid,

that have come to the knowledge of the administrator, or probate Courts of Oregon up to this date.

We would therefore advise that those demands should be collected, and appropriated to the benefit of the County the Government being at all times responsible for the Payment of it, to those who may hereafter appear to have a legal right to the same.

We would again call your attention to a measure, recommended in our former Communication; namely the expediency of making Provisions for erecting a Public Jail in this Country.

Although the Community has suffered very little as yet, for the want of such a building; and perhaps another year, might pass without being occupied, which it is hoped might be the case; but we are assured that it is better policy, to have the building standing without a tenant, than a tenant without the building. and in Order to encourage industry, and promote the peace and welfare of the Citizens of Oregon, this Government must be prepared to discountenance Indolence and check Vice in the bud.

We would recommend to your Consideration the propriety of making Provisions for filling Public Offices, which now are, or hereafter may be vacated

vacant, by resignation or otherwise, persons to the next annual election.

We would recommend that the act passed by that assembly in June last relative to Blacks and Mulattoes, be so amended as to exclude Corporeal punishment, and require bonds for good behaviour in it's stead.

We consider it a highly important subject, that the executive of this Government should have laws which may direct them in settling matters relative to lands, reserved by Indians, which have been, or may hereafter be settled upon by whites.

We would also recommend that provisions should be made for the support of lunatics and insane persons in Oregon.

As to the regard to the state of the treasury we refer you to the Treasurers report to this assembly.

We are informed that the number of Emigrants, who have come from the United States to this Country, during the present year amount to upwards of 700 persons.

We would advise that the act passed in June last, defining the Northern boundaries of Jackson and Clatsop Counties, be so explained as to conform to the act passed in 1844 by the Legislative assembly in June last, extending the limits of Oregon to 54° 40' North latitude.

And we would suggest in Conclusion, that to preserve the peace, good order, and kind feelings, which have hitherto prevailed among the inhabitants of this Country, depends much upon the Calm and deliberate Judgement of this assembly. And we sincerely hope that Oregon, by the special aid of divine Providence, may set an unprecedented example to the world, of industry Morality and Virtue.

And although we may now be unknown as a state or Power, yet we have the advantages by the united efforts of our increasing Population, in a diligent attention to agriculture, Arts and Literature, of attaining, at no distant period to as conspicuous an elevation, as any state or Power on the Continent of America.

But in order to Carry this important measure, and arise to that distinguished station, it becomes the duty of every Citizen of this Country, to take a deep interest in its present and future welfare.

As decendants of the United States and great Britain, we should honor and respect the Countries which gave us birth, and as Citizens of Oregon, we should by a uniform Course of proceeding, and a strict adherence, to the rules of justice

equity, and republican principles; without party distinction use our utmost endeavours to cultivate the kind feelings not only of our native Countries, but all the powers or States with whom we may have intercourse

Signed Osborne Russell
P. G. Stuart
Executive Committee
of Oregon.

Dated Willamette Falls
Dec 16th 1844.

The foregoing Message was read by the Clerk and on motion laid upon the table.

On motion the Treasurers report was called for, The Treasurer informed the house that he would be ready to report to Morrow.

Mr Burnett gave notice that on to Morrow ask leave to introduce several bills to the house.

On motion of Mr Burnett the Message of the Executive was referred to Committee of the whole house.

A call being made the Journal of the last days session in July 1844 was read when Mr Hill rose requesting an explanation regarding a vote of censure against him recorded in the Journal of the house. Mr Burnett replied to Mr Hill explaining the reasons for the course he had pursued relation to such vote of Censure and

offered the following

Resolution

That the vote of Censure Passed at the last session of this house upon David Hill, a member of the Senate from Iradell County, be unanimously rescinded, as said Member has explained Satisfactory to this house that his absence was occasioned by indisposition and inability to attend.

Which on Motion was adopted.

On Motion the rules of the house were suspended in order to pass the above resolution, which was read 3 times and passed.

On Motion the Special Committee to which was referd the petition of W. H. Kenyon for a divorce, was discharged from further duties.

On Motion the house adjourned to 9 O Clock to morrow.

Wednesday 18th Dec 1844.

The house met pursuant to adjournment

Mr Lowry presented a petition for an act of incorporation for Oregon City, which on Motion was referd to a Select Committee (Messrs Lowry Newell & Gilmore) the said Committee.

Mr Lowry presented a petition from J. L. Meek asking for an act to appoint him Auctioneer, which on Motion was referd to Committee on ways and means.

Mr Lowry presented a petition to

tion road from Oregon City to Columbia river, opposite Fort Vancouver, and to petition for constructing a bridge across Clackamas river, which on motion was referred to Committee on roads and highways.

Mr Burnett presented a petition from 45 persons for an act of incorporation authorizing the opening of a water Communication from Tualety plains to the Willamette river, which on motion was referred to a select Committee, Messrs Burnett, Worrell and Hill to be said committee.

Mr Lovejoy presented the following resolution — Resolved, this house had best act in regular session and pass such act as seemed in their judgment necessary for the public safety. Therefore, Resolved that this body deem it inexpedient to legislate on any other matters, than those which would seem for the immediate safety and protection of the public.

On Motion of Mr Burnett the house proceeded to the order of the day —

Mr Lovejoy gave notice that on to-morrow he would ask leave to introduce bill for the protection of debtors in this Country,

Also an act to amend an act organizing Counties passed last session.

Mr Gilmore gave notice that he would to-morrow ask leave to introduce a bill to the house.

Mr Burnett presented a bill in relation to Probate business.
Also an act Amendatory of an act in exegrues Passed Last Session.
Also an act regulating the Pay of Jurors
Also an act in regard to Infants.
Also an act to erect a Jail
Also an act Legalizing the Acts of D. Lemax
Also an act appointing a Circuit Attorney
Also an act Calling a Convention.
Also an act in relation to Indians.
Which bills were severally read 1st time and on Motion, (with the exception of the one in relation to Indians, and the one authorizing the erection of a Jail) was read 2d time, and on Motion refered to Committee of the whole house to be Considered this day.

On Motion the house went into Committee of the whole Mr Gilmore in the Chair.

On Motion all bills were ordered to be read and adopted by sections.

On motion of Mr Lowry the Committee of the whole rose and the Chairman reported progress.

The Treasurer, agreeably to notice made his report as follows.

Received of Collector in Taxes		$313.31
"	Licences for 2 Ferries	40.00
"	One fine	5.00
		$358-31

Paid out for Stationary $ 20.38
" for Mr Nathaways house 15.00
" Judge Babcock, Salery 60.00
" Secretary for Services in house 20.00
$ 115.38

Balance remaining in Treasury $242.93.
Which report being read was on motion
received and laid upon the table.
On motion of Mr Longjoy the house
adjourned to 6 o clock

Evening Session
The house met pursuant to adjourn
ment.
Mr Gilmore gave notice that on
to morrow he would ask leave to
introduce several bills to the house
Mr Burnett gave notice that on to
morrow he would ask leave to in
troduce a bill in behalf of D. L
Beck.
On motion of Mr Longjoy the house
went into Committe of the whole
On motion of Mr Longjoy the Com
mittee of the whole rose and the Chair
man reported progress.
Mr Burnett from select Committee
which was refered the Petition of
Petitioners for authority to Construc
the works around Grasse above
Communication from Swantaby to
Clarrette River, the report was
ived and the bill read 1st time

On Motion of Mr Burnett the rules of the house were suspended, and the following bills were read 3d time and passed.

An Act authorizing the Judge & Clerk to grant Letters Testamentary and of administration during vacations.

An Act for the appointment of a Circuit Attorney.

An Act Amendatory of an Act on the Executive power, the Judiciary &c.

An act regulating the Practice of Law in regard to infants.

An act to legalize the Acts of D. Lennox.

On Motion of Mr Gilmore the house adjourned to 9 O. clock to Morrow.

Thursday 19th Dec 1844.

The house met pursuant to adjournment.

Mr Lovejoy Presented a petition from L. H. Judson, and W. H. Wilson for a Charter to Construct a Canal in Champoick County which on Motion was referd to Select Committee, Messrs Newell, Hill & Gilmore Chosen Committee,

Mr Lovejoy Presented a petition for a road to the Island Mills, at the Willamette falls, referd to a select Committee, Messrs Hill Burnett & Gilmore Chosen said Committee.

Mr Lovejoy Presented a petition from John McLaughlin, for a ferry at the

Lannette Falls, referred to Committee
Mr. Burnett presented a petition
signed by Robt Moore, John Campbell
& N. Dawson, & N. Perrin, remonstrating
against the petition from 175 Individuals, praying that a private Communication
may be opened from the Tualaty Plains
to the Willamette River, which remonstrance was refered to a select Committee, Mr Burnett Mr Hill, Mr
Merrill to be said Committee.
Mr. Burnett Presented a petition
a petition in behalf of Joseph L Meek
Sheriff of Oregon.
Mr Gilmore introduced a bill to
authorize the taking the Census of Oregon
which was read 1st time,
Also a bill in relation to roads
Rivers read 1st time.
Also a bill allowing Pay to Robt Newell
Assessor read 1st time.
Also a bill allowing the fees of J. Elson
Clerk read 1st time.
Also a bill allowing the fees of J.
Meek Sheriff read 1st time.
Mr Lovejoy Presented a bill in
relation to the boundaries of
Oregon read 1st time.
The House Proceeded to the Orders
of the day.
The bill authorizing the Erection
of Jails and for other Purposes, was
read 2d time and refered to Committee
the whole House to be Considered this

The bill in regard to Sladen was read 3d time and passed.

On Motion the order of the House requiring bills to be engrossed was suspended.

The bill in regard to Indians was read 2d time and refer'd to Committee of the whole to be Considered this day.

The bill authorizing the holding a Convention was read 3d time, and on it's final passage was lost.

The bill appointing Jesse Applegate Engineer was read 2d time and refer'd to Committee of the whole house to be Considered this day.

On Motion the House adjourned to 6 o Clock.

Evening Session.

The House met pursuant to adjournment, there not being a quorum present the House adjourned for 10 Minutes.

The house met pursuant to adjournment.

Mr Lovejoy from the Special Committee to which was refered the petition praying for an act of incorporation for Oregon City reported a bill which was read 1st time.

Mr Hill from the Committee to which was refer'd the petition for a road from Oregon City to the Island above the Dunes, reported a bill, which was received and read 1st time.

Mr Gilmore gave notice that on to-morrow he would introduce an appropriation bill.

Mr Hill gave notice that on to-morrow he would introduce a bill on apportionment.

On Motion the house went into Committee of the whole, Mr Lovejoy in the Chair.

On Motion of Mr Burnett the Committee of the whole rose, and the Chairman reported progress.

Mr Burnett gave notice that on to-morrow he would introduce a bill on behalf of Jas Connor.

On Motion the House adjourned to 9 O Clock to-morrow.

Friday Decr 20th 1844.

The house met pursuant to adjournment

Mr Burnett presented a petition on behalf of Jas Connor, which was laid upon the table,

Mr Newell from the Select Committee which was referred the petition of L. H. Judson and W. H. Wilson, for a Charter to construct a Canal in Champaign County, reported a bill which was read first time.

Mr Hill, pursuant to notice introduced a bill to amend the apportionment act passed last session, which was read 1st time.

Mr Gilmore introduced an appropriation

act, which was read 1st time.
On motion of Mr Burnett. The house proceeded to the Orders of the day.
The bill to provide for taking the Census of Oregon was read 2d time, and referred to Committee of the whole to be Considered this day.
The bill for the relief of J. Lmith Sheriff of Oregon was read 2d time and referred to Committee of the whole to be Considered this day.
The bill in relative to road viewers was read 2d time and referd to Committee of the whole to be Considered this day.
The bills allowing pay to Robt Newell J. Long & J. Lmith were read 2d time and referd to Committee of the whole to be Considered this day.
The bill defining the boundaries of Oregon was read 2d time and referd to Committee of the whole to be Considered this day.
The bill in relation to debtors in Oregon, was read 2d time and referd to Committee of the whole to be Considered this day.
The bill to open a road from Oregon City to the Island above the [illegible] was read 2d time and referred to Committee of the whole to be Considered this day.
The bill incorporating Oregon City was read 2d time and referd to Committee of the whole to be Considered this day.

The bill in relation to Indians was recommitted to Committee of the whole to be considered this day.

On motion the house went into Comm'te of the whole, Mr Nesmith in the Chair.

On motion of Mr. Lovejoy the Committee of the whole rose and the Chairman reported progress.

On motion of Mr Lovejoy a Committee was appointed to select a lot on which to erect a Jail. Mr Lovejoy, Mr Nesmith, and Mr Gilmore, was appointed said Committee with the instructions to report this day.

On motion the house adjourned to Six O. Clock this Evening.

Evening Session.

The house met pursuant to adjournment.

Mr Lovejoy gave notice that on to morrow he would ask leave to introduce a bill to provide for taking a vote whether or not a majority of the Citizens of Oregon are in favour of holding a Convention to frame a Constitution for the Government of this Country.

Mr Lovejoy from the Committee which was appointed to select a lot on which to erect a Jail, reported that they had selected such lot, and also reported a Communication from John McLaughlin, donating said Lot

to Oregon for the purposes aforesaid, which report was received.

On motion of Mr Lovejoy the house went into Committee of the whole, Mr Gilmore in the Chair.

On motion of Mr Hill the Committee of the whole rose and the Chairman reported progress.

On motion of Mr Gilmore the house adjourned to 9 O. Clock to morrow.

Saturday Decr 21st 1844.

The house met pursuant to adjournment The not being a quorum present the house adjourned for 10 Minuts.

The house met pursuant to adjourn-ment.

Mr Lovejoy presented a petition from John McLaughlin, remonstrating against a petition (numerously signed) for a road from Oregon City to the Island above the Same, refered to Special Committee appointed upon said Road.

On motion of Mr Gilmore the house proceeded to the Orders of the day.

The bill authorizing the Construction of a Canal in Champoick County was read 2d time and refered to Committee of the whole to be Considered this day.

The bill on apportionment was read 2d time and refered to Committee of the whole to be Considered this day.

The bill for the relief of Jas Conner was read 2d time and refered to Committee of the whole to be considered this day.

The Appropriation bill was read 2d time and refered to Committee of the whole to be considered this day.

On motion of Mr Lovejoy the house went into Committee of the whole Mr Burnett in the Chair.

After some time spent therein, the Speaker resumed the Chair, and Mr Burnett reported that the Committee had under its consideration the bill in relation to erecting a Jail.

On motion of Mr Gilmore the house adjourned to 9 O Clock on Monday.

Monday Dec 23d 1844.

The house met pursuant to adjournment Mr Lovejoy presented a petition from J. R. Rott remonstrating against erecting the Jail upon the lot selected by the Committee of this house, appointed for that purpose. On motion the petition was laid upon the table.

On motion the house proceeded to the Orders of the day.

The bill for the erection of a Jail was refered the Committee of the whole house to be considered this day.

The bill in relation to Indians was read 3d time and passed.

The bill for the relief of I. Lamb was 3d time and Passed.

to Oregon for the purposes aforesaid, which report was received.

On motion of Mr Lovejoy the house went into Committee of the whole, Mr Gilmore in the Chair.

On motion of Mr Hill the Committee of the whole rose and the Chairman reported progress.

On motion of Mr Gilmore the house adjourned to 9 O. Clock to morrow.

Saturday Decr 21st 1844.

The house met pursuant to adjournment The not being a quorum present the house adjourned for 10 Minutes.

The house met pursuant to adjournment.

Mr Lovejoy presented a petition from John McLaughlin, remonstrating against a petition (numerously signed) for a road from Oregon City to the Island above the Same, referd to Special Committee appointed upon said Road.

On motion of Mr Gilmore the house proceeded to the Orders of the day.

The bill authorizing the Construction of a Canal in Champoick County was read 2d time and refered to Committee of the whole to be Considered this day.

The bill on apportionment was read 2d time and refer'd to Committee of the whole to be Considered this day.

The bill for the relief of Jas Conner was read 2d time and refered to Committee of the whole to be considered this day.

The Appropriation bill was read 2d time and refered to Committee of the whole to be considered this day.

On motion of Mr Lovejoy the house went into Committee of the whole Mr Burnett in the Chair.

After some time spent therein, the Speaker resumed the Chair, and Mr Burnett reported that the Committee had under its consideration the bill in relation to erecting a Jail.

On motion of Mr Gilmore the house adjourned to 9 o Clock on Monday.

Monday Dec 23d 1844.

The house met pursuant to adjournment Mr Lovejoy presented a petition from J. R. Robb remonstrating against erecting the Jail upon the lot selected by the Committee of this house, appointed for that purpose. On motion the petition was laid upon the table.

On motion the house proceeded to the Orders of the day.

The bill for the erection of a Jail was refered the Committee of the whole house to be considered this day.

The bill in relation to Indians was read 3d time and passed.

The bill for the relief of J. Lamen was 3d time and Passed.

The bill on taking the Census of Oregon in 1845 was on motion recommitted to Committee of the whole to be considered this day.

An act in relation to road Viewers was read 3d time and Passed.

The bill describing the boundaries of Oregon was recommitted to Committee of the whole House with instructions to amend.

The bill in relation to debtors in Oregon and non resident Creditors was read 3d time, when Mr Lovejoy called for the Yeas and Nays, which were as follows Yeas Mr Lovejoy 1. Nays Messrs Burnett Gilmore Newell Hill, & Mr Speaker 5. So the bill was lost.

The bill for the relief of Jas Connor was read 3d time and Passed.

On motion of Mr Lovejoy the House resolved itself into Committee of the whole Mr Newell in the Chair, After hearing several bill under consideration the Speaker resumed the Chair and the Chairman reported Progress.

Mr Lovejoy was appointed by the Speaker, Chairman of the Committee on roads.

On motion of Mr Lovejoy the house adjourned to 6 O Clock this Evening.

Evening Session.

The house met pursuant to adjournment. Mr Lovejoy in pursuance to previous

notice, introduced a bill to provide for taking a vote in relation to holding a Convention, which was read 1st time Mr Gilmore from the Committee on ways and means, reported unfavourably upon the petition of I. Smith for license to act as auctioneer, which report was received.

The bill for the relief of Jas Connor was read 3d time and passed.

The bill on apportionment was read 3d time when Mr Speaker called for the yeas and nays; which were as follows, Yeas Mr Hill Mr Speaker 2. Nays Messrs Burnett, Gilmore, Neville, Lovejoy, Hice 4. so the bill was lost.

The bill appointing Jesse Appleyate Engineer was read 3d time and Passed.

On motion the House went into Committee of the whole Mr Gilmore in the Chair; when several bills were considered, and on motion the Speaker resumed the Chair, and the Chairman reported Progress.

On motion the house adjourned to 9 O Clock to morrow.

Tuesday 24th Dec 1844.

The house met pursuant to adjournment

Mr Lovejoy presented a petition in relation to Land Claims, which was referred to Select Committee. Messrs Lovejoy, Gilmore, Hill & Hice Committee.

Mr Lovejoy from Committee on

which was refered the petition of W. H. Gray and others, for a road from Oregon City to a point on the Columbia river opposite Van Couver,

Also a petition from Hugh Burns for an increase of the rates of ferriage Also the petition of John McLaughlin to establish a ferry, reported unfavorably which report was rejected, and the Committee was instructed to report a bill to increase the ferriage toll of Hugh Burns.

On Motion of Mr Lovejoy, the house proceeded to the Orders of the day.

The bill for the erection of a Jail was read 3d time and Passed.

The bill to incorporate Oregon City was read 3d time and Passed.

Also the bill defining the boundaries of Oregon.

Also the bill for Opening a road from Oregon City to the Island above the same.

Also the appropriation bill; each severally read 3d time and Passed.

The bill to call a convention was read 2d time and refered to Committee of the whole this day.

On Motion of Mr Burnett the house adjourned to 2 O, Clock this afternoon.

Afternoon Session.

The house met pursuant to adjournment Mr Lovejoy from the Special Committee to which was refered the

Petition of W. H. Gray and others for an Amendment of the Law on Land Claims, reported recommending an Amendment to the Act of said Law.

On Motion the rules of the house were suspended for this day.

Mr Burnett introduced a bill entitled Land Claims, which was read 1st time, and on Motion was read 2nd time, and referred to Committee of the whole this day.

Mr Lowjoy introduced a bill for ferries which was read 1st & 2nd time and refered to Committee of the whole this day.

Mr Burnett presented a petition from Robt Moore for an increase of ferriage toll, refered to Committee of the whole.

On Motion of Mr Burnett the house resolved itself into Committee of the whole, Mr Neuell in the Chair.

The ~~land~~ Committee had Bernard bill, under Consideration when the Speaker resumed the Chair, and the Chairman reported progress.

On Motion of Mr. Neuell the house adjourned to 6 o'Clock this Evening.

The house met Pursuant to adjournment,

The bill authorizing the Construction of a mill race in Champoeg County, and granting L. H. Judson and W. Robinson a Charter for the

Same Mess read 3rd time and passed.

The bill providing for the manner of voting in relation to a Convention in 1845. Preparatory to performing a Constitution for Oregon, was read 3d time and Passed.

An Act amending the several acts on land Claims was read 3d time and Passed.

The bill granting an increase of the rate of Ferriage was read 3d time and passed.

On Motion of Mr. Burnett the house resolved itself into Committee of the whole Mr. Hill in the Chair.

After Considerable discussion on the bill in relation to the Pay of Jurors.

The Speaker resumed the Chair, and the Chairman reported the bill back without Amendments,

On Motion, the bill in relation to the Pay of Jurors was taken up by Sections for 3d reading and final passage, and on the final passage of the 1st Section, reducing the Pay of Grand Jurors to 50 Cts pr day. The yeas & nays were called for which were as follows. Ayes Mr Burnett and Mr Gilmore 2 Noes Mess Hill, Lovejoy, Newell, Mr Speaker 4 So the 1st Section lost.

Upon the final passage of the remaining parts of the bill, the yeas & nays were called for by Mr Burnett, which were as follows.

Ayes Mr Burnett. Mr Gilmore. Mr Reid
& Mr Speaker. 4. Noes Mr Lumsden & Mr
Merrill 2. So the remaining Parts
of the Bill was Passed.

On Motion of Mr Burnett the
House adjourned, sine die.

Signed

Attest

A. Thomson
Clerk.

M. M. McCarmen
Speaker

Same was read 3rd time & passed
The bill providing for the manner of
voting in relation to a convention
in 1845. Preparatory to ~~preparing~~
a Constitution for Oregon, was read
3d time and Passed.
An act amending the several acts
on land Claims was read 3d time
and passed.
The bill granting an increase of
the rate of ferriage was read 3d
time and passed.
On Motion of Mr Burnett the house
resolved itself into Committee of the
whole Mr Hill in the Chair.
After Considerable discussion on the
bill in relation to the Pay of Jurors,
The speaker resumed the Chair, and
the Chairman reported the bill back
without amendments,
On Motion, the bill in relation
to the Pay of Jurors was taken up by
sections for 3d reading and final pas-
sage, and on the final passage
of the 1st section, reducing the pay
of Grand Jurors to 50 Cts pr day. The
Yeas & Nays were called for which were
as follows. Ayes Mr Burnett and Mr
Gilmore 2 Noes, Mess Hill, Lovejoy
Newell, Littlefield & Smith 1st section
lost.
As per the final passage of the
remaining parts of the bill, the
Yeas & Nays were called for by Mr
Burnett, which were as follows -

Ayes Mr. Burnett, Mr Gilmore etc. Noes
Mr Speaker 4. Vacant Lands 2. No
Vacant 2. As the remaining part
of the Bill was Passed.
On Motion of Mr Burnett
House adjourned, sine die.
Signed
Attest
A. E. Lang
Clerk.
Mr. M. M. Gann
Speaker